

CITY COUNCIL AGENDA
CITY COUNCIL MEETING OF: MAY 19, 2004

THESE PROCEEDINGS ARE BEING PRESENTED LIVE ON KCLV, CABLE CHANNEL 2, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT www.kclv.tv. THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 AND THE WEB THE WEDNESDAY OF THE MEETING AT 8:00 PM, AND ALSO ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 1:00 PM.

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - THE REVEREND BONNIE POLLEY, CHRIST EPISCOPAL CHURCH
- PLEDGE OF ALLEGIANCE

MINUTES:

PRESENT: MAYOR GOODMAN and COUNCILMEMBERS REESE, BROWN, WEEKLY, MACK, and MONCRIEF and Ward 2 seat vacant

Also Present: CITY MANAGER DOUG SELBY, DEPUTY CITY MANAGER STEVE HOUCHENS, DEPUTY CITY MANAGER BETSY FRETWELL, CITY ATTORNEY BRAD JERBIC, DEPUTY CITY ATTORNEY TOM GREEN, DEPUTY CITY ATTORNEY BRYAN SCOTT (P.M. Session), and CITY CLERK BARBARA JO RONEMUS

ANNOUNCEMENT MADE – Meeting noticed and posted at the following locations:

City Hall Plaza, Special Outside Posting Bulletin Board

Court Clerk's Office Bulletin Board, City Hall Plaza

Las Vegas Library, 833 Las Vegas Boulevard North

Clark County Government Center, 500 S. Grand Central Parkway

Grant Sawyer Building, 555 E. Washington Avenue

(9:04 – 9:05)

1-1

REVEREND BONNIE POLLEY, Christ Episcopal Church, gave the invocation.

(9:05 – 9:06)

1-21

The Centennial High School ROTC led the Pledge of Allegiance at the podium after their presentation of colors.

(9:06 – 9:08)

1-53

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

☐

CONSENT

☐

DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF CENTENNIAL HIGH SCHOOL'S ROTC UNIT FOR EARNING
NATIONAL AWARDS

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

Submitted at meeting: Proclamation recognizing the Centennial High School Navy Junior Reserve Officer Training Corps (NJROTC)

MOTION:

None required. A presentation was made.

MINUTES:

MAYOR GOODMAN congratulated the ROTC Unit for its outstanding presentation.

With pride, COUNCILMAN MACK announced that the Junior ROTC Unit recently returned from Pensacola, Florida, with all kinds of accolades. He expressed his appreciation to the ROTC for always helping out with civic activities.

COUNCILMAN BROWN introduced SENIOR CHIEF TOM BORDERS, who, before saying a few words about the ROTC's competition in Florida, gave thanks to the Council, on behalf of CAPTAIN EDWARD HARDEMAN, Senior Naval Science Instructor, and GARY VELASQUEZ, Principal of Centennial High School. SENIOR CHIEF BORDERS then commented that the ROTC Unit returned from Florida with the Number One Navy Junior ROTC Color Guard in the Country out of 675 schools. He noted that he and the Unit members felt proud to honor and represent Las Vegas.

COUNCILMAN BROWN added that the Centennial High School ROTC Unit defeated the seven-year running national champions in Florida in several categories. In closing, he introduced the following the color guard participants: CADET CHIEF PETTY OFFICER JACKOVINO, CADET PETTY OFFICER FIRST CLASS SANCHEZ, CADET PETTY OFFICER FIRST CLASS McCOMAS, and CADET PETTY OFFICER FIRST CLASS STOKEY.

(9:08 – 9:13)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

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CONSENT

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DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF THE EMPLOYEE OF THE MONTH

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

Submitted at meeting: copy of Employee of the Month Certificate to Amanda Harmer

MOTION:

None required. A presentation was made.

MINUTES:

CHIEF JUDGE TOY GREGORY and ERNEST EBLEN, Municipal Court Administrative Services Division Manager, came forward to assist the Mayor in recognizing AMANDA HARMER, of the Municipal Court Administrative Services Division, as May's Employee of the Month. MAYOR GOODMAN commented that MS. HARMER was nominated for showing outstanding leadership skills, dedication, enthusiasm, cooperation, and hard work since she started working with the City in 2002. Within 72 hours, MS. HARMER was instrumental in streamlining the training program for the front desk court staff. She volunteered to participate in the design and implementation of a training program, attended a one-day planning session, developed a training manual, and volunteered to teach new hires. Because of her hard work, the training program exceeded all expectations, and, after only one week of training, the new employees were able to function at the front counter, with minimum supervision. This resulted in an estimated cost savings of \$9,000 for training the recent new hires.

MR. EBLEN said that MS. HARMER is very deserving of this recognition. She did a Herculean effort in this process. On behalf of the Municipal Court staff, MR. EBLEN congratulated MS. HARMER. MS. HARMER accepted the Employee of the Month Certificate and thanked everyone for the unexpected recognition.

(9:13 – 9:16)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

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CONSENT

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DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF RUTH DESKIN ELEMENTARY SCHOOL STUDENTS FOR EARNING THE AMERICAN PRIDE AWARD (NOTE: The correct spelling is Ruthe.)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

MOTION:

None required. A presentation was made.

MINUTES:

COUNCILMAN BROWN felt privileged to recognize this group of Fifth Grade students from Ruthe Deskin Elementary School who received the American Pride Award. In order to receive this award, these students had to memorize and study the following: preamble of the constitution, U.S. Presidents, States and Capitals, Gettysburg Address, and the Star-Spangled Banner.

COUNCILMAN BROWN acknowledged PRINCIPAL DR. SHELLY CHANNEL, who would be retiring on June 4, 2004, and returning home to Pennsylvania. He also acknowledged JEANNE JOHNSON, teacher and program coordinator.

As each of the students came forward, COUNCILMAN BROWN presented each with a certificate. The students then recited the Gettysburg Address.

(9:16 – 9:22)

1-344

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

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CONSENT

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DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF CITY'S CONSERVATION EFFORTS

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

MOTION:

None required. A presentation was made.

MINUTES:

MAYOR GOODMAN called forward RICHARD GOECKE, Director of Public Works, LARRY HAUGSNESS, Director of Field Operations, BILL HECK and ALAN HELMS with Nevada Power Company, and DOUG BENNETT with the Southern Nevada Water Authority.

MR. HELMS complimented the City for taking a leadership role in conservation efforts, with a total savings of almost half a million dollars a year in energy costs. He presented the Mayor with a rebate check in the amount of \$22,885 for the City's lighting program. MR. GOECKE commented that the City Manager's direction to create an energy management committee paid off in many ways. He noted that replacing the incandescent signal bulbs with LED bulbs not only saves energy, it is a safety issue.

MR. BENNETT noted that Las Vegas is entering its sixth year of drought. Everyone has done a great job to conserve water, but everybody needs to pitch in. All the residents are looking toward the government agencies to contribute to the conservation measures. Therefore, he recognized the City for its various efforts to conserve water, which will save over 50,700,000 gallons of water a year.

City of Las Vegas

CITY COUNCIL MEETING OF MAY 19, 2004

Ceremonial

Recognition of City's Conservation Efforts

MINUTES – Continued:

MR. HAUGSNESS acknowledged STEVE FORD, Facilities Management Manager and current manager of the Energy Conservation Committee, and ORLANDO SANCHEZ, who previously managed the Energy Conservation Committee, for their efforts in energy conservation, as well as JOHN BLACK, Parks and Open Spaces, and his staff for taking the lead in working with the Water District to fine tune water management. The implementation of energy and water conservation measures is saving the City about \$750,000 a year.

(9:22 – 9:28)

1-561

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

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CONSENT

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DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF DELTA SIGMA THETA SORORITY INC.

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

Submitted at meeting: copy of Proclamation declaring 5/19/2004 as Delta Sigma Theta, Inc. Day

MOTION:

None required. A presentation was made.

MINUTES:

COUNCILMAN WEEKLY felt very blessed and honored to be able to recognize this group of distinguished women. To assist him in this presentation, he asked his friend DR. BEVERLY MATHIS from Kermit R. Booker Elementary School to bring 22 young ladies, who came forward, to recognize these distinguished women who make up the Las Vegas Alumnae Chapter of Delta Sigma Theta Sorority, Inc.

SANDRA PHILLIPS JOHNSON, President, of the Las Vegas Alumnae Chapter, requested those members who were present from the Las Vegas Chapter to stand in recognition. MS. JOHNSON thanked the City and the Council for supporting their efforts, to which this Sorority is also dedicated. Since it was founded in 1913, the Sorority focuses on social action and public service with both the young and elderly. All members are trained as Field Registrars. She noted that the Delta Sigma Theta Sorority, Inc. National Convention will be held July 22-28, 2004, in Las Vegas, with approximately 20,000 attendees. It will be the largest African-American Convention to be held in Las Vegas. She thanked the Council for its support.

COUNCILMAN WEEKLY congratulated MS. JOHNSON and presented her with a Proclamation declaring May 19, 2004, as Delta Sigma Theta Day in the City of Las Vegas. He noted that DR. BARBARA JACKSON, Director of Leisure Services, and CLAUDETTE ENUS, Director of Human Resources, are members of this Sorority. Each of the young ladies from Booker Elementary presented the Sorority members with a rose.

(9:28 – 9:34)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

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CONSENT

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DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF EMERGENCY MEDICAL SERVICES WEEK

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

Submitted at meeting: copy of Proclamation proclaiming May 16-22, 2004 as Emergency Medical Services Week

MOTION:

None required. A presentation was made.

MINUTES:

MAYOR GOODMAN announced that this item is to honor the dedication and hard work of emergency medical service staff throughout the country. He called forward KURT WILLIAMS, Vice President, American Medical Response, who, on behalf of more than 450 employees, thanked the Council for this recognition.

MAYOR GOODMAN presented MR. WILLIAMS with a proclamation proclaiming May 16-22, 2004, as Emergency Medical Services Week. He encouraged all citizens to acknowledge this week with the appropriate programs, ceremonies, and activities.

(9:34 – 9:36)

1-974

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

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CONSENT

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DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF THE NEVADA CARPENTER'S UNION SAFETY AWARENESS MONTH

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

Submitted at meeting: copy of Proclamation proclaiming May 2004 as The Nevada Carpenters Union Safety Awareness Month

MOTION:

None required. A presentation was made.

MINUTES:

MAYOR GOODMAN indicated that every year the Council recognizes May as Carpenter's Union Safety Awareness Month in an effort to heighten awareness and promote worker and workplace safety. He called forward MARC FURMAN, Director of the Carpenters Union, who commented that safety is a year-round issue in the construction industry. He indicated that the tragedy of 12/28/98, when apprentice, CHRIS GREEN, was killed on the night shift, hit construction workers hard. The carpenters became very involved in safety and have not had an on-site accident since then. Construction accidents are still a problem at residential construction sites. This year the 56,000 members of the Carpenters Union are distributing construction safety posters throughout Arizona, Utah, Southern California, and Nevada in an effort to keep construction sites safe.

MAYOR GOODMAN presented MR. FURMAN with a proclamation declaring May 2004 as The Nevada Carpenters Union Safety Awareness Month.

(9:36 – 9:39)

1-1018

City of Las Vegas

CITY COUNCIL MEETING OF MAY 19, 2004
Ceremonial

MINUTES:

MAYOR GOODMAN introduced a group of students from Garehime Elementary School, which is a very unique school because it has its own governing board, much like the City Council. This group of students will be joining the Councilmembers for a portion of the morning session. COUNCILMAN BROWN remarked it was an honor to have the following three principals together at this meeting: DR. SHELLY CHANNEL, Principal of Ruthe Deskin Elementary, DR. BEVERLY MATHIS, Principal of Kermit Booker Elementary, and FRANCINE SUMMERS, Principal of Garehime Elementary. They are phenomenal women who have greatly impacted the lives of their students, for which he greatly commended them.

COUNCILMAN BROWN then called the students forward: CHELSEA KUPITZ – Mayor, SHA HEILMAN – Ambassador, NICOLE AREVALO – Ambassador, LOGAN ANGLIN, JENNA WEBSTER, GRETCHEN MIKULICH, and CARLY HASSE. Before proceeding to Item 1, each of the students presented the Councilmember with whom he/she was seated with The Power of One Award. MS. KUPITZ, Mayor of Garehime Elementary, presented MAYOR GOODMAN with a key to the school and invited him to visit anytime.

(9:39 – 9:47)

1-1128

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

BUSINESS ITEMS:

Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

MOTION:

REESE – Motion to bring forward and STRIKE Items 59 and 68 and Hold in ABEYANCE Items 64, 69, 70, and 85 to 6/2/2004 – UNANIMOUS with Ward 2 seat vacant

MINUTES:

There was no discussion.

(9:47 – 9:48)

1-1443

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

BUSINESS ITEMS:

Approval of the Final Minutes by reference of the Regular City Council Meeting of March 17, 2004

MOTION:

REESE – APPROVED by Reference – UNANIMOUS with Ward 2 seat vacant

MINUTES:

There was no discussion.

(9:49)

1-1509

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: May 19, 2004

DEPARTMENT: CITY MANAGER**DIRECTOR: DOUGLAS A. SELBY**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Approval to authorize the City Manager to enter into negotiations with Clark County for consideration of providing City designated space in the Regional Justice Center to Clark County for their use

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City entered into an original agreement with Clark County in April 1998, further amended in December 1999, to pay \$32 million for roughly 93,000 square feet of usable space for our Municipal Courts and related legal functions. Because of the continuing delay in occupancy both the needs of the City and the County have changed. It is requested that the Council authorize the City Manager to enter into negotiations with the County to explore our respective needs for court space including the consideration about whether the City should surrender its space to Clark County.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Agenda Memo – Synopsis of the Regional Justice Center and City considerations

MOTION:**REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant****Item 59: STRICKEN under separate action (see individual item)****Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)**

NOTE: COUNCILMAN MACK disclosed that the property involved in Item 13 is in proximity to a building his brother, STEVEN MACK, owns, and he also owns a SuperPawn shop, for which he does consulting, near the locations involved in Items 58 and 59. Moreover, the properties involved in Items 39 and 64 are close to the Lady Luck Hotel/Casino, with which his brother-in-law, ANDREW DONNER, has a contract related to its non-related gaming license. Since his relatives had not mentioned these items to him and COUNCILMAN MACK did not believe their business or interests would be impacted; therefore, he felt comfortable in voting on the aforementioned items.

CITY COUNCIL MEETING OF MAY 19, 2004

Consent – Administrative

Item 3 – Approval to authorize the City Manager to enter into negotiations with Clark County for consideration of providing City designated space in the Regional Justice Center to Clark County for their use

MINUTES:

COUNCILMAN WEEKLY reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken or held in abeyance and joins with the recommendation of staff that the City Council approve each item.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: DETENTION AND ENFORCEMENT

DIRECTOR: MICHAEL SHELDON

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of modification of Intergovernmental Agreement with the U.S. Marshal Service to establish a permanent fixed rate of \$71.85 for a jail-day rate covering a period of two years, effective April 1, 2004 and expiring March 31, 2006

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Detention Operations

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The Department of Detention and Enforcement is requesting approval of the modification of Intergovernmental Agreement with the U.S. Marshal Service to establish a permanent fixed rate of \$71.85 for a jail-day rate covering a period of two years. The permanent rate of \$71.85 replaces the previous rate of \$65.00. The increase is necessary to facilitate costs and maintenance of an increasing inmate population and to maintain adequate levels of medical, culinary, and psychological services. Based upon current usage levels, this rate will generate an additional \$800,000 in revenue for the City.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

U.S. Marshal Service Modification of Intergovernmental Agreement

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

Fiscal Impact

☐

No Impact

Amount: \$57,103,865.12

☒

Budget Funds Available

Dept./Division: Accounting Operations

☐

Augmentation Required

Funding Source: All Funds

PURPOSE/BACKGROUND:

In compliance with the City's Municipal Code, Chapter 4.12, this is an informational item that provides the dollar amount of disbursements processed by the Finance and Business Services Department.

RECOMMENDATION:

BACKUP DOCUMENTATION:

Summary of cash expenditures for the period 04/16/04 - 04/30/04

Total Services and Materials Checks	\$	9,277,093.49
Total Payroll Checks	\$	5,952,944.12
Total Wire Transfers	\$	41,873,827.51

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of Notice of Intent to Augment the Fiscal Year 2004 Annual Budget of the City of Las Vegas General Fund in an amount not to exceed \$20,000,000

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Publish notice of the City's intent to act on a resolution to augment the FY2004 Budget of the General Fund in an amount not to exceed \$20,000,000 in order to effect an increase in appropriations, pursuant to NRS 354.598005. The public hearing to be held in City Council Chambers June 2, 2004

RECOMMENDATION:

Accept intent to augment and authorize notice to be properly posted and published.

BACKUP DOCUMENTATION:

Notice for Publication

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of a Special Event License for Boricua Association of Las Vegas, Location: Lorenzi Park, 3333 West Washington Avenue, Date: May 30, 2004, Type: Special Event Beer/Wine, Event: Memorial Day Festival, Responsible Person in Charge: David Rosado - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a Special Event License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of a new Supper Club License, Memphis Championship Barbecue No. 4, Inc., dba Memphis Championship Barbecue No. 4, Inc. subject to the provisions of the fire codes and Health Dept. regulations, 1401 South Rainbow Boulevard, Charles R. Hart, Jr., Dir, Pres, 30%, James M. Mills, Dir, 30%, Carlos D. Silva, Dir, Secy, 10%, Danny O. Volland, Dir, 30%, Anthony J. Faso, Treas - Ward 1 (Moncrief)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Supper Club License

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes and Health Dept. regulations

BACKUP DOCUMENTATION:

Map

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler On-sale License, From: Xinh Xinh, a Nevada Corporation, dba Xinh Xinh, Hue T. Do, Dir, Pres, Secy, Treas, 100%, To: Mayolos, Inc., dba Mayolo's Authentic Mexican Food, 220 West Sahara Avenue, Fermin C. Carrillo, Dir, Pres, 50%, Arturo C. Carrillo, Secy, Treas, 50% - Ward 1 (Moncrief)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler On-sale License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of Change of Ownership for a Tavern License and a new Restricted Gaming License for 15 slots subject to the provisions of the fire codes, Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission, From: NACMI (A Nevada Corp), Jessie A. Berryman, Dir, Pres, 25%, Linda B. Pease, Dir, Secy, 50%, William T. Berryman, Dir, Treas, 25%, To: Pounders, Inc., dba Pounders Sports Lounge, 330-332 West Sahara Avenue, Aaron M. Ries, Dir, Pres, Secy, Treas, 50%, Mary N. Ries, Dir, 50% - Ward 1 (Moncrief)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Ownership for a Tavern License and a new Restricted Gaming License for 15 slots

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes, Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Change of Ownership for a Tavern License and a new Restricted Gaming License for 15 slots subject to the provisions of the fire codes, Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission, From: Triple Threat Entertainment, Robert R. Black, Dir, Pres, 43%, Barry R. Moore, Dir, Secy, 43%, Kathleen Lofland, Dir, Treas, 14%, To: Woofer Gaming Incorporated, dba Smoke Ranch Junction, 2425 North Rainbow Boulevard, Kenneth C. Droog, Dir, Pres, and Susan L. Droog, Dir, Secy, Treas, 100% Joint Tenancy With Right of Survivorship - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Ownership for a Tavern License and a new Restricted Gaming License for 15 slots

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes, Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

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AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Change of Ownership for a Tavern License and a new Non-restricted Gaming License subject to confirmation of approval by the Nevada Gaming Commission, From: Arizona Charlie's, Inc., Carl C. Icahn, COB, Pres, Secy, Treas, Ronald P. Lurie, EVP, Asst. Secy, Gen Mgr, Nybor Limited Partnership, 100%, Barbory Corp., Gen Ptnr, 1.01%, Carl C. Icahn, Dir, Pres, Secy, Treas, 100%, Starfire Holding Corporation, Limited Ptnr, 98.9%, Carl C. Icahn, Dir, Pres, Secy, Treas, 100%, To: Arizona Charlie's, LLC, dba Arizona Charlie's Decatur, 740 South Decatur Boulevard, Ronald P. Lurie, Gen Mgr, Charlie's Holding, LLC, Mmbr, 100% - Ward 1 (Moncrief)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Ownership for a Tavern License and a new Non-restricted Gaming License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Change of Ownership for a Tavern License and a new Restricted Gaming License for 15 slots subject to the provisions of the fire codes, Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission, From: Maxco, Inc., Russell E. Davies, Dir, Pres, Secy, Treas, 100%, To: Wuff, Inc., dba Andy Capz Pub, 1631 North Decatur Boulevard, Jon R. Huff, Mgr, Mmbr, 57%, Todd P. Wellman, Mgr, Mmbr, 43% - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Approval of Change of Ownership for a Tavern License and a new Restricted Gaming License for 15 slots

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes, Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

NOTE: COUNCILMAN MACK disclosed that the property involved in Item 13 is in proximity to a building his brother, STEVEN MACK, owns, and he also owns a SuperPawn shop, for which he does consulting, near the locations involved in Items 58 and 59. Moreover, the properties involved in Items 39 and 64 are close to the Lady Luck Hotel/Casino, with which his brother-in-law, ANDREW DONNER, has a contract related to its non-related gaming license. Since his relatives had not mentioned these items to him, COUNCILMAN MACK did not believe their business or interests would be impacted; therefore, he felt comfortable in voting on the aforementioned items.

MINUTES:

There was no discussion.

(9:49 – 9:51)

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AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Change of Location for a Slot Operator Gaming License, Capado Gaming Corporation, dba Capado Gaming Corporation, From: 2131 Industrial Road, To: 1541 West Oakey Boulevard, Doyle J. Davis, Dir, Pres, Secy, Treas, 100% - Ward 1 (Moncrief)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Location for a Slot Operator Gaming License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

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AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Change of Location for a Locksmith License, Ronnell B. Sellars, dba ACME Auto Lockout, From: 3909 Biddle Street, To: 2528 Sierra Luna Avenue, #104, Ronnell B. Sellars, 100% - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Location for a Locksmith License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of award of Bid No. 040253-TG, Annual Requirements Contract for Pedestrian Signal Face Modules - Department of Public Works - Award recommended to: TRASTAR, INC.
(Estimated annual amount \$400,000 - General Fund)

Fiscal Impact

☐

No Impact

Amount: \$400,000

☒

Budget Funds Available

Dept./Division: Public Works

☐

Augmentation Required

Funding Source: General Fund

PURPOSE/BACKGROUND:

This request is for an annual requirements contract to purchase pedestrian signal face modules used by Public Works Traffic Engineering and Field Operations Division.

PCC: A. Green

POC: Peter Tian - (972) 480-0888

RECOMMENDATION:

That the City Council approve the award of Bid No. 040253-TG, Annual Requirements Contract for Pedestrian Signal Face Modules to TraStar, Inc. from date of award through April 30, 2005 with four (4) one-year options to renew in the estimated annual amount of \$400,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of award of Contract No. 040228, Third Party Collection Agency Services - Municipal Court - Award recommended to: NCO FINANCIAL SYSTEMS, INC. (\$250,000 - General Fund)

Fiscal Impact

☐

No Impact

Amount: \$250,000

☒

Budget Funds Available

Dept./Division: Municipal Court

☐

Augmentation Required

Funding Source: General Fund

PURPOSE/BACKGROUND:

To provide professional and licensed collection agency services for the purpose of third party debt collection cases with delinquent fines and fees. It is projected that collections of \$2 million gross in delinquent fines and fees that would have otherwise gone uncollected will be collected in fiscal year 2004.

This requirement is exempt from competitive bidding requirements pursuant to NRS 332.115.1(b), professional services.

PCC: D. Kaplan

POC: Robin Taylor - (702) 836-8397

RECOMMENDATION:

That the City Council approve the award of Contract No.040228 for third party collection services to NCO Financial Systems, Inc. for the period of 07/01/04 through 06/30/05 for \$250,000, with 3 one- yr. renewal options. Authority to execute the Contract is given to Purchasing Manager per R-145-2001.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of award of Contract No. 040341, Mercury Interactive Corporation U. S. Master Purchase Agreement - Department of Information Technologies - Award recommended to: MERCURY INTERACTIVE CORPORATION (\$185,000 - Computer Services Internal Service Fund)

Fiscal Impact☐**No Impact****Amount:** \$185,000☒**Budget Funds Available****Dept./Division:** Information Technologies☐**Augmentation Required****Funding Source:** Computer Services ISF**PURPOSE/BACKGROUND:**

The migration to release Ili of the Oracle E-Business Suite necessitates this requirement for a test management, functional testing, and performance management tool for use in the software development cycle. This contract will provide for enterprise automated testing software, training, and support and maintenance

This purchase is exempt from the competitive bidding process pursuant to NRS 332.115.1(h), software for computers.

PCC: G. Leaf

POC: Jerry Weitzman - (949) 400-4332

CFN: 040341-LW

RECOMMENDATION:

That the City Council approve the award of Contract No. 040341, Mercury Interactive Corporation U. S. Master Purchase Agreement in the amount of \$185,000 to Mercury Interactive Corporation. Authority to execute contract on behalf of the City is given to the Purchasing Manager per R-145-2001.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)
1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of award of Contract No. 040229, First Party Debt Receivables Management Services - Municipal Court - Award recommended to: NCO FINANCIAL SYSTEMS, INC. (\$150,000 - General Fund)

Fiscal Impact☐**No Impact****Amount: \$150,000**☒**Budget Funds Available****Dept./Division: Municipal Court**☐**Augmentation Required****Funding Source: General Fund****PURPOSE/BACKGROUND:**

To provide professional first party billing and skip-tracing services on misdemeanor failure to appear and adjudicated cases which are delinquent with the Municipal Court. It is projected that collections of \$1.3 million gross in delinquent fines and fees that would have otherwise gone uncollected will be collected in fiscal year 2004.

This requirement is exempt from competitive bidding process pursuant to NRS 332.155.1(b), professional services.

PCC: D. Kaplan

POC: Robin Taylor - (702) 836-8397

RECOMMENDATION:

That the City Council approve award of Contract No.040229 for first party debt receivables management to NCO Financial Services, Inc. for the period of 07/01/04 to 06/30/05 for \$150,000 with 3 one- yr. renewal options. Authority to execute the Contract is given to Purchasing Manager per R-145-2001.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of award of Contract No. 040124, Emergency Medical Services (EMS) Transport Billing Services - Department of Fire and Rescue - Award recommended to: MERCY, INC., dba AMERICAN MEDICAL RESPONSE (\$150,000 - General Fund)

Fiscal Impact

☐

No Impact

Amount: \$150,000

☒

Budget Funds Available

Dept./Division: Fire and Rescue

☐

Augmentation Required

Funding Source: General Fund

PURPOSE/BACKGROUND:

This contract will provide for EMS claims processing services to the Department of Fire and Rescue for the coding, billing and collection of revenue generated through transport by Fire and Rescue of those individuals requiring medical attention.

PCC: L. Wheeler

POC: Jim Doty - (310) 851-7688

RECOMMENDATION:

That City Council approve award of Contract No. 040124 to American Medical Response from 05/19/04 to 05/20/05 in an amount NTE \$150,000 with annual renewals as long as the competitive bidding exemption applies. Authority to execute contract is given to the Purchasing Manager per R-145-2001.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of revision to purchase order 218172 to Collection Agency Services Agreement -
Municipal Court - Award to: NCO FINANCIAL SYSTEMS, INC. (\$143,000 - General Fund)

Fiscal Impact

☐

No Impact

Amount: \$143,000

☒

Budget Funds Available

Dept./Division: Municipal Court

☐

Augmentation Required

Funding Source: General Fund

PURPOSE/BACKGROUND:

Council approved the original Agreement on September 28, 1998, and subsequent extensions for services through June 30, 2004, with contingency fee payments based on actual third-party collections. This revision increases the current purchase order value because NCO has collected more fees than projected. Based on the outstanding performance over the past fiscal year, the requested increase should satisfy the remaining service agreement period through city fiscal year 2004.

PCC: D. Kaplan

POC: Robin Taylor - (702) 836-8397

CFN: 040259-KF

RECOMMENDATION:

That the City Council approve the issuance of a revision purchase order 218172 for collection agency services to NCO Financial Systems, Inc. through June 30, 2004 in the amount of \$143,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of revision to purchase order 218251 for annual requirements contract for liquid aluminum sulfate - Department of Public Works - Award to: THATCHER CO. OF NEVADA (\$100,000 - Sanitation Enterprise Fund)

Fiscal Impact☐**No Impact****Amount:** \$100,000☒**Budget Funds Available****Dept./Division:** Public Works☐**Augmentation Required****Funding Source:** Sanitation Enterprise Fund**PURPOSE/BACKGROUND:**

On July 5, 2000, City Council awarded Bid Number 0000084-DAR, Annual Requirements Contract for miscellaneous bulk chemicals to treat wastewater. On May 7, 2003 City Council approved an additional \$70,000 due to increased usage of the liquid aluminum sulfate. The estimated annual usage amount has again increased by \$100,000 due to usage, for a revised total annual amount of \$437,440 through June 30, 2004.

PCC: T. Bowman

POC: Kyle Peterson - (702) 564-7622

RECOMMENDATION:

That City Council approve the issuance of a revision to purchase order 218251 for annual requirements contract for liquid aluminum sulfate in the amount of \$100,000, for a revised estimated annual amount of \$437,440 to Thatcher Co. of Nevada through June 30, 2004.

BACKUP DOCUMENTATION:

None

MOTION:**REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant****Item 59: STRICKEN under separate action (see individual item)****Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)****MINUTES:**

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Modification No. 1 for Traffic Signal Systems Consulting Services - Department of Public Works - Award to: ORTH-RODGERS & ASSOCIATES, INC. (\$297,900 - LVACTS Special Revenue Fund)

Fiscal Impact☐**No Impact****Amount:** \$297,900☒**Budget Funds Available****Dept./Division:** Public Works☐**Augmentation Required****Funding Source:** LVACTS Special Revenue Fund**PURPOSE/BACKGROUND:**

This contract provides consulting services to FAST (formerly LVACTS) to analyze, recommend, and implement traffic signal system re-timing solutions to improve traffic flow. Modification No. 1 adds to work scope the purchase and licensing of "Building One" software package, training, and customized GPS interface for uploading data and additional funding to continue traffic signal re-timing work. The City's share of the overall cost is 48% or \$142,992.

PCC: D. Kaplan

POC: Richard Romer - (702) 233-4060

CFN: 020060

RECOMMENDATION:

That the City approve Modification No. 1 for Traffic Signal Systems Consulting Services to Orth-Rodgers Associates, Inc. in the annual amount of \$297,900 through June 30, 2005.

Authority to execute modification on behalf of the City is given to the Purchasing Manager per R-145-2001.

BACKUP DOCUMENTATION:

Certificate - Disclosure of Ownership/Principals

MOTION:**REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant****Item 59: STRICKEN under separate action (see individual item)****Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)****MINUTES:**

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of award of Contract No. 040334 for Parking Citation Hearing Officer Services - Department of Finance and Business Services - Award recommended to: ROGER L. HARRIS, ESQ. (\$80,000 - Parking Enterprise Fund)

Fiscal Impact

☐

No Impact

Amount: \$80,000

☒

Budget Funds Available

Dept./Division: Finance and Business Services

☐

Augmentation Required

Funding Source: Parking Enterprise Fund

PURPOSE/BACKGROUND:

Mr. Harris has served as the City's Hearing Officer since 1994. He has provided a continuity of service in conducting hearings regarding civil infractions of the City's parking ordinances.

This request is exempt from competitive bidding requirements pursuant to NRS 332.115.1(b), professional services.

PCC: D. Kaplan

POC: Roger L. Harris - (702) 293-6596

RECOMMENDATION:

That City Council approve award of Contract No. 040334 for Parking Citation Hearing Officer Services to Roger L. Harris, Esq. in the amount of \$80,000 for the two-year period July 1, 2004 through June 30, 2006. Authority to execute the Contract is given to P&C Manager per R-145-2001.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of revision to purchase order 219386 for installation of access control system hardware - Department of Detention and Enforcement - Award to: DIEBOLD, INC. (\$63,324 - City Facilities Capital Projects Fund and General Fund)

Fiscal Impact

☐

No Impact

Amount: \$63,324

☒

Budget Funds Available

Dept./Division: Detention and Enforcement

☐

Augmentation Required

Funding Source: City Facilities CPF and General Fund

PURPOSE/BACKGROUND:

On November 20, 2002, the City Council approved award of an annual requirements contract for hardware maintenance, licensing, and hardware installation to support the City's Access Control System in the annual amount of \$150,000. The need for new hardware installation has increased due to the addition of several new city facilities and the estimated amount for the the current year, through November 19, 2004, needs to be increased by \$63,324.

PCC: L. Russell

POC: Joseph Rousseau - (714) 933-6000

CFN: 030168

RECOMMENDATION:

That the City Council approve the issuance of a revision to purchase order 219386 for access control system hardware installation in the amount of \$63,324, for a revised estimated annual amount of \$213,324 for the current year through November 19, 2004 to Diebold, Inc.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of award of Contract No. 040335, Leadership Academy Program Development Services - Department of Human Resources - Award recommended to: MANAGEMENT EDUCATION GROUP (\$49,910 - General Fund)

Fiscal Impact

☐

No Impact

Amount: \$49,910

☒

Budget Funds Available

Dept./Division: Human Resources

☐

Augmentation Required

Funding Source: General Fund

PURPOSE/BACKGROUND:

This contract provides for the development of a Leadership Academy Program to upgrade and enhance leadership tools and skills of City employees in managerial/supervisory positions.

This request is exempt from the competitive bidding procedures pursuant to NRS 332.115.1(b), professional services.

PCC: D. Kaplan

POC: Marnie Green - (480) 705-9394

RECOMMENDATION:

That the City Council approve the award of Contract No.040335 for Leadership Academy Program Development Services to Management Education Group from date of award through June 30, 2005. Authority to execute the contract on behalf of the City is given to the Purchasing Manager per R-145-2001.

BACKUP DOCUMENTATION:

Certificate - Disclosure of Ownership/Principals

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of award of Contract No. 040200, Laboratory Services Agreement - Department of Fire and Rescue - Award recommended to: QUEST DIAGNOSTICS (\$46,000 - General Fund)

Fiscal Impact

☐

No Impact

Amount: \$46,000

☒

Budget Funds Available

Dept./Division: Fire and Rescue

☐

Augmentation Required

Funding Source: General Fund

PURPOSE/BACKGROUND:

This contract will provide clinical laboratory testing services for Fire and Rescue personnel.

This requirement is exempt from the competitive bidding process pursuant to NRS 332.115.1(b), professional services.

PCC: K. Falline

POC: Jessica Davis - (702) 257-3657

CFN: 040200

RECOMMENDATION:

That the City Council approve the award of Contract No. 040200, Laboratory Services Agreement to Quest Diagnostics in the amount of \$46,000 from date of award to May 18, 2005 with 4 one-year options to renew. Authority to execute agreement is given to Purchasing Manager per R-145-2001.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

☐

DISCUSSION

SUBJECT:

Approval of issuance of a purchase order for Symantec Antivirus Software, Support and Maintenance - Department of Information Technologies - Award recommended to: MARKETWARE TECHNOLOGIES (Estimated annual amount of \$30,000 - Computer Services Internal Service Fund)

Fiscal Impact

☐

No Impact

Amount: \$30,000

☒

Budget Funds Available

Dept./Division: Information Technologies

☐

Augmentation Required

Funding Source: Computer Services ISF

PURPOSE/BACKGROUND:

The purchase of Symantec software, support and maintenance will provide an enterprise-wide virus protection solution.

This purchase is exempt from the competitive bidding process pursuant to NRS 332.115.1(h), software for computers.

PCC: G. Leaf

POC: Brandon Carter - (916) 925-3337

CFN: 040313-LW

RECOMMENDATION:

That the City Council approve the issuance of a purchase order for Symantec Antivirus Software, Support and Maintenance from date of award through May 18, 2005 to Marketware Technologies in the estimated annual amount of \$30,000 with annual renewals as long as the bidding exception applies.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FIRE & RESCUE

DIRECTOR: DAVID L. WASHINGTON

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Interlocal Agreement between the City of Las Vegas and the City of Henderson for the transfer of interoperable radio equipment for public safety communications - All Wards

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This Interlocal Agreement between the City of Las Vegas and the City of Henderson will facilitate the permanent transfer of radio equipment to enhance communications interoperability in the region. This equipment was acquired through the FY2003 U.S. Department of Justice Community Oriented Policing Services (COPS) Equipment Grant Program. This agreement also authorizes the City to invoice the City of Henderson in the amount of \$66,109.38 to cover a 25% cash-match required by the federal grant program.

RECOMMENDATION:

Las Vegas Fire & Rescue recommends approval.

BACKUP DOCUMENTATION:

Interlocal Agreement

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FIRE & RESCUE**DIRECTOR: DAVID L. WASHINGTON**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of an Interlocal Agreement between the City of Las Vegas and the Las Vegas Metropolitan Police Department for the transfer of interoperable radio equipment for public safety communications - All Wards

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This Interlocal Agreement between the City of Las Vegas and the Las Vegas Metropolitan Police Department (Metro) will facilitate the permanent transfer of radio equipment to enhance communications interoperability in the region. This equipment was acquired through the FY2003 U.S. Department of Justice Community Oriented Policing Services (COPS) Equipment Grant Program. This agreement also authorizes the City to invoice Metro in the amount of \$175,000 to cover a 25% cash-match required by the federal grant program.

RECOMMENDATION:

Las Vegas Fire & Rescue recommends approval.

BACKUP DOCUMENTATION:

Interlocal Agreement

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FIRE & RESCUE

DIRECTOR: DAVID L. WASHINGTON

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Interlocal Agreement between the City of Las Vegas and the City of North Las Vegas for the transfer of interoperable radio equipment for public safety communications - All Wards

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This Interlocal Agreement between the City of Las Vegas and the City of North Las Vegas will facilitate the permanent transfer of radio equipment to enhance communications interoperability in the region. This equipment was acquired through the FY2003 U.S. Department of Justice Community Oriented Policing Services (COPS) Equipment Grant Program. This agreement also authorizes the City to invoice the City of North Las Vegas in the amount of \$424,107.44 to cover a 25% cash-match required by the federal grant program.

RECOMMENDATION:

Las Vegas Fire & Rescue recommends approval.

BACKUP DOCUMENTATION:

Interlocal Agreement

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FIRE & RESCUE

DIRECTOR: DAVID L. WASHINGTON

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Secondary User's Agreement between the City of Las Vegas and Desert Springs Hospital for the transfer of interoperable radio equipment for public safety communications - All Wards

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This Secondary User's Agreement between the City of Las Vegas and Desert Springs Hospital will facilitate the temporary transfer of radio equipment to enable interoperable communications between the hospitals and public safety agencies in the region. This equipment was acquired through the FY2003 U.S. Department of Homeland Security Phase-II grant program. This agreement also authorizes the City to invoice Desert Springs Hospital annually for the user fee assessment for each radio activated on the regional radio system.

RECOMMENDATION:

Las Vegas Fire & Rescue recommends approval, with authorization for the department to execute the agreement.

BACKUP DOCUMENTATION:

Secondary User's Agreement

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FIRE & RESCUE**DIRECTOR: DAVID L. WASHINGTON**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a Secondary User's Agreement between the City of Las Vegas and Lake Mead Hospital for the transfer of interoperable radio equipment for public safety communications - All Wards

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This Secondary User's Agreement between the City of Las Vegas and Lake Mead Hospital will facilitate the temporary transfer of radio equipment to enable interoperable communications between the hospitals and public safety agencies in the region. This equipment was acquired through the FY2003 U.S. Department of Homeland Security Phase-II grant program. This agreement also authorizes the City to invoice Lake Mead Hospital annually for the user fee assessment for each radio activated on the regional radio system.

RECOMMENDATION:

Las Vegas Fire & Rescue recommends approval, with authorization for the department to execute the agreement.

BACKUP DOCUMENTATION:

Secondary User's Agreement

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FIRE & RESCUE**DIRECTOR: DAVID L. WASHINGTON**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a Secondary User's Agreement between the City of Las Vegas and Mountain View Hospital for the transfer of interoperable radio equipment for public safety communications - All Wards

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This Secondary User's Agreement between the City of Las Vegas and Mountain View Hospital will facilitate the temporary transfer of radio equipment to enable interoperable communications between the hospitals and public safety agencies in the region. This equipment was acquired through the FY2003 U.S. Department of Homeland Security Phase-II grant program. This agreement also authorizes the City to invoice Mountain View Hospital annually for the user fee assessment for each radio activated on the regional radio system.

RECOMMENDATION:

Las Vegas Fire & Rescue recommends approval, with authorization for the department to execute the agreement. Las Vegas Fire & Rescue recommends approval, with authorization for the department to execute the agreement.

BACKUP DOCUMENTATION:

Secondary User's Agreement

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FIRE & RESCUE**DIRECTOR: DAVID L. WASHINGTON**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a Secondary User's Agreement between the City of Las Vegas and Catholic Healthcare West, dba St. Rose Dominican Hospitals, for the transfer of interoperable radio equipment for public safety communications - All Wards

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This Secondary User's Agreement between the City of Las Vegas and Catholic Healthcare West will facilitate the temporary transfer of radio equipment to enable interoperable communications between the hospitals and public safety agencies in the region. This equipment was acquired through the FY2003 U.S. Department of Homeland Security Phase-II grant program. This agreement also authorizes the City to invoice Catholic Healthcare West annually for the user fee assessment for each radio activated on the regional radio system.

RECOMMENDATION:

Las Vegas Fire & Rescue recommends approval, with authorization for the department to execute the agreement.

BACKUP DOCUMENTATION:

Secondary User's Agreement

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FIRE & RESCUE**DIRECTOR: DAVID L. WASHINGTON**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a Secondary User's Agreement between the City of Las Vegas and Sunrise Hospital and Medical Center for the transfer of interoperable radio equipment for public safety communications - All Wards

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This Secondary User's Agreement between the City of Las Vegas and Sunrise Hospital and Medical Center will facilitate the temporary transfer of radio equipment to enable interoperable communications between the hospitals and public safety agencies in the region. This equipment was acquired through the FY2003 U.S. Department of Homeland Security Phase-II grant program. This agreement also authorizes the City to invoice Sunrise Hospital and Medical Center annually for the user fee assessment for each radio activated on the regional radio system.

RECOMMENDATION:

Las Vegas Fire & Rescue recommends approval, with authorization for the department to execute the agreement.

BACKUP DOCUMENTATION:

Secondary User's Agreement

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FIRE & RESCUE

DIRECTOR: DAVID L. WASHINGTON

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Secondary User's Agreement between the City of Las Vegas and University Medical Center for the transfer of interoperable radio equipment for public safety communications - All Wards

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This Secondary User's Agreement between the City of Las Vegas and University Medical Center will facilitate the temporary transfer of radio equipment to enable interoperable communications between the hospitals and public safety agencies in the region. This equipment was acquired through the FY2003 U.S. Department of Homeland Security Phase-II grant program. This agreement also authorizes the City to invoice University Medical Center annually for the user fee assessment for each radio activated on the regional radio system.

RECOMMENDATION:

Las Vegas Fire & Rescue recommends approval, with authorization for the department to execute the agreement.

BACKUP DOCUMENTATION:

Secondary User's Agreement

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: HUMAN RESOURCES

DIRECTOR: F. CLAUDETTE ENUS

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of payment for a permanent partial disability award - Claim #WC03110274 - as required under the workers' compensation statutes (\$35,499 - Workers' Compensation Internal Service Fund

Fiscal Impact

☐

No Impact

Amount: \$35,499

☒

Budget Funds Available

Dept./Division: Human Resources - Insurance

☐

Augmentation Required

Funding Source: Workers' Compensation Internal Service Fund

PURPOSE/BACKGROUND:

A Firefighter/Paramedic was diagnosed with a L4-5 herniated disc after lifting a patient on a gurney. He has been rated by a state authorized physician who determined that the injury resulted in a 9 percent whole body impairment.

RECOMMENDATION:

Approval of the \$35,499 payment for permanent partial disability award.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: LEISURE SERVICES

DIRECTOR: BARBARA P. JACKSON, DPA ☒ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

Approval to accept grant funds in the amount of \$150,000 from the Nevada Commission for Cultural Affairs to the City of Las Vegas for the redevelopment of the Historic Downtown Post Office - Ward 5 (Weekly)

Fiscal Impact

<input checked="" type="checkbox"/>	No Impact	Amount: \$150,000
<input type="checkbox"/>	Budget Funds Available	Dept./Division: Leisure Services/Cultural
<input type="checkbox"/>	Augmentation Required	Funding Source: Comm for Cultural Affairs/SHPO

PURPOSE/BACKGROUND:

This Department of Cultural Affairs grant, State Historic Preservation Office, will be used to help restore and care for the Historic Federal Building Post Office as the City moves toward its goal of adaptive re-use.

RECOMMENDATION:

Staff recommends Council approval to accept funds

BACKUP DOCUMENTATION:

1. CAA 04 Grant Award Letter
2. 2004 Commission for Cultural Affairs Grants List

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

NOTE: COUNCILMAN MACK disclosed that the property involved in Item 13 is in proximity to a building his brother, STEVEN MACK, owns, and he also owns a SuperPawn shop, for which he does consulting, near the locations involved in Items 58 and 59. Moreover, the properties involved in Items 39 and 64 are close to the Lady Luck Hotel/Casino, with which his brother-in-law, ANDREW DONNER, has a contract related to its non-related gaming license. Since his relatives had not mentioned these items to him, COUNCILMAN MACK did not believe their business or interests would be impacted; therefore, he felt comfortable in voting on the aforementioned items.

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Engineering Design Services Agreement with Parsons Brinckerhoff Quade & Douglas, Inc. for engineering design services for North Valley Mountain Edge Parkway (\$950,088 - Regional Transportation Commission) - Wards 4 and 6 (Brown and Mack)

Fiscal Impact

☐

No Impact

Amount: \$950,088

☒

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source: Regional Transportation Commission

PURPOSE/BACKGROUND:

The City of Las Vegas desires to obtain Engineering Design Services for North Valley Mountain Edge Parkway. Services will be conducted in two phases, phase I will consist of a feasibility study which will determine the need for this project, and phase II will consist of an Environmental Assessment to address National Environmental Policy Act. Total cost for this contract shall not exceed \$950,088.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Engineering Design Services Agreement

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval to file a Right-of-Way Grant with the Bureau of Land Management for roadway, sanitary sewer, drainage, trail and streetscape amenity purposes on portions of land lying within the south half of Section 12, Township 19 South, Range 59 East, Mount Diablo Meridian, generally located on the north side of the Grand Teton Drive alignment, between the Hualapai Way alignment and Puli Road alignment, APN 126-12-000-001 - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval to file a Right-of-Way Grant with the Bureau of Land Management for roadway, sanitary sewer and drainage purposes on portions of land lying within the Northwest Quarter of Section 3, Township 21 South, Range 60 East, Mount Diablo Meridian, generally located along Del Rey Avenue and the Holmby Avenue alignment approximately 300 feet east of Buffalo Drive, APN 163-03-101-003 - Ward 1 (Moncrief)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval to file a Right-of-Way Grant with the Bureau of Land Management for roadway, sanitary sewer and drainage purposes on portions of land lying within the Northeast Quarter of Section 18, Township 19 South, Range 60 East, Mount Diablo Meridian, generally located on the north side of Gilcrease Avenue and the south side of Grand Teton Drive east of Tee Pee Lane, the east side of Tee Pee Lane and the west side of Fort Apache Road between Grand Teton Drive and Gilcrease Avenue, APNs 125-18-501-006 and -014 – Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Right of Way Grant for Fire Hydrant Purposes to Las Vegas Valley Water District, a Quasi-Municipal Corporation for a portion of Section 29, Township 20 South, Range 60 East, Mount Diablo Meridian for two fire hydrant easements for the Durango Drive, Westcliff Drive to Vegas Drive Road Project, located on the west side of Durango Drive, APNs 138-29-601-003 and 138-29-501-007 – Ward 4 (Brown)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Baughman and Turner on behalf of Joseph Procida, owner (southeast corner of Solar Avenue and Conquistador Street, APN 125-18-401-013 and 125-18-401-014) - County (near Ward 6 - Mack)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This request is to connect 16 single family dwellings located at the southeast corner of Solar Avenue and Conquistador Street. The owner proposes to connect to, and if not constructed at the time of development, extend, the 12" sewer line in Elkhorn Road to the western edge of pavement. The Planning Department has determined the project does conform to the City's General Plan for the area. The applicant has signed a "Sewer Connection Agreement." This property is within the Clark County Interlocal Annexation Exceptions area and cannot be annexed to the City.

RECOMMENDATION:

Public Works recommends approval subject to conformance with all City codes and departmental standards and off-site improvements.

BACKUP DOCUMENTATION:

Agenda Memo

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Encroachment Request from Peterson Properties Real Estate Services, Incorporated, on behalf of PP Land Limited Partnership, owner (Durango Drive at El Capitan Way) - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed encroachment shall consist of an approximate 5' wide area of landscaping on the west side of Durango Drive extending approximately 507' northward from El Capitan Way and an approximate 3' wide area of landscaping on the east side of El Capitan Way extending approximately 495' northward from Durango Drive consisting of landscaping to meet Town Center Landscaping Requirements for a proposed Walgreens. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Copy of Encroachment Exhibit "A" (Durango Drive at El Capitan Way)

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Encroachment Request from Rebel Oil Company on behalf of SH Corner, LLC, owner (northeast corner of Hualapai Way and Sahara Avenue) - Ward 2 (Vacant)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed encroachment shall consist of an approximate 5' wide area of landscaping on the east side of Hualapai Way extending approximately 176' northward from Sahara Avenue and an approximate 14.5' wide area of landscaping on the north side of Sahara Avenue extending approximately 162' eastward from Hualapai Way consisting of trees, shrubs, ground cover, and an irrigation system for a proposed Rebel Convenience Store. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Copy of Encroachment Exhibit "A" (northeast corner of Hualapai Way and Sahara Avenue)

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Encroachment Request from JHR Associates on behalf of Soho Lofts, LLC, owner (southwest corner of Hoover Avenue and Las Vegas Boulevard) - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed encroachment shall consist of balconies of floors 7 through 16 (floor 13 excluded) with each extending into the Hoover airspace 4.5' and landscaping on the south side of Hoover between Las Vegas Boulevard and 4th and landscaping on the east side of 4th extending southward from Hoover for approximately 30' consisting of trees, shrubs, ground cover, and an irrigation system for the proposed Soho Lofts. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

1. Copy of Encroachment Exhibit "A" (Hoover Avenue between Las Vegas Boulevard and Fourth Street)
2. Copy of Encroachment Exhibit "B" (Hoover Avenue between Las Vegas Boulevard and Fourth Street)
3. Copy of Encroachment Exhibit "C" (Hoover Avenue between Las Vegas Boulevard and Fourth Street)

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Baughman and Turner on behalf of Quencia Inc, owner (northwest corner of Grand Canyon Drive and Elkhorn Road, APN 125-19-102-008) - County (near Ward 6 - Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This request is to connect 8 single family dwellings located on the northwest corner of Grand Canyon Drive and Elkhorn Road. The owner proposes to connect to an existing 12" sewer line located in Elkhorn Road. The Planning Department has determined the project does conform to the City's General Plan for the area; there is sufficient capacity in the City Sanitary Sewer. The applicant has signed a "Sewer Connection Agreement." This property is within the Clark County Interlocal Annexation Exceptions area and cannot be annexed to the City.

RECOMMENDATION:

Public Works recommends approval subject to conformance with all City codes and departmental standards and off-site improvements.

BACKUP DOCUMENTATION:

Agenda Memo

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Encroachment Request from VTN Nevada on behalf of SCC-Canyon, LLC, owner (northeast corner of Hualapai Way and Farm Road) - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed encroachment shall consist of landscaping at the northeast corner of Hualapai Way and Farm Road consisting of trees, shrubs, ground cover, and an irrigation system for the proposed Valley Crest II West subdivision. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Copy of Encroachment Exhibit "A" (northeast corner of Hualapai Way and Farm Road)

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Amendment Number 4 to the Interlocal Contract with Clark County for the Department of Social Services to assist in evaluating City-designated special improvement district hardship applications (\$35 an hour/estimated \$1,000 per year - Revolving Special Improvement District Fund) - All Wards

Fiscal Impact☐**No Impact****Amount:** \$35 an hour/est. \$1000/yr.☒**Budget Funds Available****Dept./Division:** Public Works/SID☐**Augmentation Required****Funding Source:** Revolving SID Fund**PURPOSE/BACKGROUND:**

Per NRS 271.357, the City is required to have a hardship evaluation process in place for those residents included in a City-designated special improvement district (SID). This Interlocal with Clark County allows the City to use the services provided by Clark County Social Services to evaluate applications received by property owners requesting hardship assistance. This amendment is required to exercise the (fourth) of four (4) one-year options to renew and extend the terms of the contract from July 1, 2004, through June 30, 2005.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Amendment Number 4 to the Interlocal Contract

MOTION:**REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant****Item 59: STRICKEN under separate action (see individual item)****Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)****MINUTES:**

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a First Amendment to a Professional Services Agreement with C+B Nevada, Inc. for additional design services of the Detention Culinary Upgrade located at 3300 Stewart Avenue between Mojave Road and Pecos Road (\$26,800 - Detention Capital Project) - Ward 3 (Reese)

Fiscal Impact

☐

No Impact

Amount: \$26,800

☒

Budget Funds Available

Dept./Division: Public Works/Eng. Integration

☐

Augmentation Required

Funding Source: Detention Capital Project

PURPOSE/BACKGROUND:

Based on value engineering studies for this project, it is determined that this project should proceed with a design that is not consistent with the Consultant's original scope of work. This contract amendment includes the additional design and construction services relating to this change in scope of services.

RECOMMENDATION:

That the City Council approve the First Amendment to a Professional Services Agreement with C+B Nevada, Inc. for additional design services of the Detention Culinary Upgrade in the amount of \$26,800 and approve an Additional Services contingency reserve of \$15,000.

BACKUP DOCUMENTATION:

First Amendment to Professional Services Agreement

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of an Interlocal Agreement between the City of Las Vegas, the City of Henderson, Clark County, Clark County Regional Flood Control District, Clark County Water Reclamation District and the Southern Nevada Water Authority to establish funding for the Las Vegas Wash activities for FY2004-2005 (\$275,044 - Sanitation Fund) - County

Fiscal Impact☐**No Impact****Amount:** \$275,044☒**Budget Funds Available****Dept./Division:** Public Works/Environmental☐**Augmentation Required****Funding Source:** Sanitation Fund**PURPOSE/BACKGROUND:**

On April 19, 2000, the Council approved the Las Vegas Wash Comprehensive Adaptive Management Plan that authorized Interlocal Agreements for implementation. It is the desire of all parties to this agreement to continue again this year, to allocate funds for the capital and operating expenses of this project. The subject Interlocal Agreement funds the City's 38.5% share of the unfunded budget.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

1. Interlocal Agreement
2. Attachment A - Operating Budget Narrative FY2004-2005

MOTION:**REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant****Item 59: STRICKEN under separate action (see individual item)****Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)****MINUTES:**

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-87-2004 – Approval of a Resolution Establishing the Interest Rate for Special Improvement District No. 1472 - Durango Drive (Lone Mountain Road to Tropical Parkway) (\$166,839.98 - Capital Projects Fund - Special Assessments) - Ward 6 (Mack)

Fiscal Impact

☐

No Impact

Amount: \$166,839.98

☒

Budget Funds Available

Dept./Division: Public Works/SID

☐

Augmentation Required

Funding Source: Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

This project consists of the installation of pavement, curb, gutter, sidewalk, driveways, streetlights, and sewer laterals. The interest rate for the district established by this resolution is 5.35 percent. The assessments will be paid over a 10-year period.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-87-2004

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-88-2004 – Approval of a Resolution Authorizing the City Manager to Approve and Execute Certain Contracts, Contract Modifications and Renewal Options and Authorizing the Delegation of that Authority to the Deputy City Managers and Certain Department Directors, Designating the Purchasing and Contracts Manager as the City Council's Authorized Representative for Purposes of Chapter 332 and 338, and providing for other matters properly related thereto

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The purpose for adopting this Resolution is to authorize the delegation of the City Manager's contractual authority to the Deputy City Managers and, for architectural and engineering consultant contracts, to the Director of the Department of Public Works.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution and authorize its execution.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Resolution No. R-88-2004
3. Blacklined copy of Resolution No. R-145-2001

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

RESOLUTIONS:

R-89-2004 – Approval of a Resolution Adopting a Procedure for the Protest of the Proposed Award of a Contract

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Prior to the 2003 State Legislative Session, the City had adopted a procedure for bidders who wanted to protest the award of a contract. The procedure was adopted to help eliminate the many frivolous protests that the City was receiving prior to that time. Because of the success of that procedure, the State Legislature enacted a similar procedure into state law (NRS 338.142). The proposed Resolution modifies the City's current procedure to be in compliance with the new law. This Resolution also extends the protest procedure to the City's Request for Proposal process, and enables any person who has submitted a proposal in response to a Request for Proposal to protest the proposed award of a contract. The blacklined copy of the Bid Protest Procedure shows for informational purposes the changes from the prior Bid Protest Procedure.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution and authorize its execution.

BACKUP DOCUMENTATION:

1. Resolution No. R-89-2004
2. Blacklined copy of the Bid Protest Procedure

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-90-2004 - Approval of a resolution setting forth the intent of the City of Las Vegas, Nevada, to reimburse out of bond proceeds the cost of a project (Union Park, formerly known as the 61-Acres) - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City plans to issue medium-term financing for the infrastructure of Union Park (formerly known as the 61-Acres). This resolution is a requirement of the Internal Revenue Service to expense funds in the interim and receive reimbursement after the issuance of bonds.

RECOMMENDATION:

It is recommended that the City Council adopt this resolution.

BACKUP DOCUMENTATION:

Resolution No. R-90-2004

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

There was no discussion.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval of a Bill of Sale from the City of Las Vegas to the Las Vegas Valley Water District for the purpose of providing water services located at 7701 West Washington Avenue known as Fire Station #44 - Ward 2 (Vacant)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/Real Estate☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The Water District inspected the water distribution facilities located at 7701 West Washington Avenue, which are to be owned, operated and maintained by the Water District. The inspection determined that said facilities have been installed in accordance with the Water District standards and specifications. Therefore, the water facilities constructed for the City of Las Vegas have been accepted by the Water District as being satisfactorily completed on 4/9/2004 and the City now turns over the property to the Water District.

RECOMMENDATION:

The 5/17/2004 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Bill of Sale
2. LVVWD 4/16/2004 Letter
3. Site Map

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

NOTE: COUNCILMAN MACK disclosed that the property involved in Item 13 is in proximity to a building his brother, STEVEN MACK, owns, and he also owns a SuperPawn shop, for which he does consulting, near the locations involved in Items 58 and 59. Moreover, the properties involved in Items 39 and 64 are close to the Lady Luck Hotel/Casino, with which his brother-in-law, ANDREW DONNER, has a contract related to its non-related gaming license. Since his relatives had not mentioned these items to him, COUNCILMAN MACK did not believe their business or interests would be impacted; therefore, he felt comfortable in voting on the aforementioned items.

CITY COUNCIL MEETING OF MAY 19, 2004

Consent – Public Works

Item 58 – Approval of a Bill of Sale from the City of Las Vegas to the Las Vegas Valley Water District for the purpose of providing water services located at 7701 West Washington Avenue known as Fire Station #44 – Ward 2 (Vacant)

MINUTES:

Under Item 3, COUNCILMAN WEEKLY reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken or held in abeyance and joins with the recommendation of staff that the City Council approve each item.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval of an Easement and Rights-of-Way between the City of Las Vegas and the Las Vegas Valley Water District for the purpose of construction, operation, maintenance, repair, renewal, reconstruction and removal of water lines and appurtenances on APN 138-28-301-005 to service Fire Station #44 - Ward 2 (Vacant)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/Real Estate☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Fire Station #44 is located near Washington/Buffalo Park. Plans for Fire Station #44 have been signed off, but Fire Services has requested an additional fire loop and detector. In order to have water lines and appurtenance(s) to service the site, the City is required to grant an Easement and Rights-of-Way to the Water District for construction of the water lines and appurtenance(s).

RECOMMENDATION:

The 5/17/2004 Real Estate Committee and staff recommend the item be stricken

BACKUP DOCUMENTATION:

Easement and Rights-of-Way

MOTION:

REESE – Motion to bring forward and STRIKE Items 59 and 68 and Hold in ABEYANCE Items 64, 69, 70, and 85 to 6/2/2004 – UNANIMOUS with Ward 2 seat vacant

NOTE: Under Item 3, COUNCILMAN MACK disclosed that the property involved in Item 13 is in proximity to a building his brother, STEVEN MACK, owns, and he also owns a SuperPawn shop, for which he does consulting, near the locations involved in Items 58 and 59. Moreover, the properties involved in Items 39 and 64 are close to the Lady Luck Hotel/Casino, with which his brother-in-law, ANDREW DONNER, has a contract related to its non-related gaming license. Since his relatives had not mentioned these items to him, COUNCILMAN MACK did not believe their business or interests would be impacted; therefore, he felt comfortable in voting on the aforementioned items.

MINUTES:

There was no discussion.

(9:47 – 9:48)

1-1443

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval of an Easement and Rights-of-Way between the City of Las Vegas and the Las Vegas Valley Water District for the purpose of construction, operation, maintenance, repair, renewal, reconstruction and removal of water lines and appurtenances to service APN 138-10-101-018 commonly known as Gowan Park - Ward 4 (Brown)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/Real Estate

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In order to have water lines and appurtenance(s) to service the site, the City is required to grant an Easement and Rights-of-Way to the Water District for construction of the water lines and appurtenance(s).

RECOMMENDATION:

The 5/17/2004 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Easement and Rights-of-Way
2. Submitted after final agenda - revised Exhibit A - Legal Description

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILMAN WEEKLY reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken or held in abeyance and joins with the recommendation of staff that the City Council approve each item.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval of Interlocal Agreement #110025 between the City of Las Vegas and the Las Vegas Valley Water District for the purpose of construction, operation, maintenance, repair, renewal, reconstruction and removal of water lines and appurtenances to service future Fire Station #8 - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/Real Estate

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

A necessary part of this project is the installation of water service. Before Las Vegas Valley Water District will sign the service connection documents and allow the City to install the water service, the Interlocal Agreement with conditional water commitment must be executed.

RECOMMENDATION:

The 5/17/2004 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

Interlocal Agreement #110025

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILMAN WEEKLY reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken or held in abeyance and joins with the recommendation of staff that the City Council approve each item.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval of an Easement and Rights-of-Way between the City of Las Vegas and the Las Vegas Valley Water District for the purpose of construction, operation, maintenance, repair, renewal, reconstruction and removal of water lines and appurtenances to service APN 139-25-701-002 for future Fire Station #8 - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/Real Estate

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In order to have water lines and appurtenance(s) to service the site, the City is required to grant an Easement and Rights-of-Way to the Water District for construction of the water lines and appurtenance(s).

RECOMMENDATION:

The 5/17/2004 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

Easement and Rights-of-Way

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILMAN WEEKLY reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken or held in abeyance and joins with the recommendation of staff that the City Council approve each item.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval of an Easement and Rights-of-Way between the City of Las Vegas and the Las Vegas Valley Water District for the purpose of construction, operation, maintenance, repair, renewal, reconstruction and removal of water lines and appurtenances to service APN 139-25-303-014 for future Fire Station #8 - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/Real Estate

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In order to have water lines and appurtenance(s) to service the site, the City is required to grant an Easement and Rights-of-Way to the Water District for construction of the water lines and appurtenance(s).

RECOMMENDATION:

The 5/17/2004 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Easement and Rights of Way Agreement
2. Site map

MOTION:

REESE – APPROVED Items 3-58 and 60-63 – UNANIMOUS with Ward 2 seat vacant

Item 59: STRICKEN under separate action (see individual item)

Item 64: ABEYANCE to 6/2/2004 under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILMAN WEEKLY reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken or held in abeyance and joins with the recommendation of staff that the City Council approve each item.

(9:49 – 9:51)

1-1522

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval to negotiate purchase and/or initiate condemnation of APNs 139-34-512-002 and -003 located at 321 and 329 North Las Vegas Boulevard, APN 139-34-512-015 located at 512 East Mesquite Avenue and APNs 139-34-512-016 and -017 located at 409 North 6th Street and 405 North 6th Street for right-of-way and City Hall Expansion purposes - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/Real Estate

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City is currently in design work for expansion of the City Hall Expansion. The City will need to acquire these properties for this purpose.

RECOMMENDATION:

The 5/17/2004 Real Estate Committee and staff recommend this item be abeyed to the 6/1/2004 Real Estate Committee meeting

BACKUP DOCUMENTATION:

Site map

MOTION:

REESE – Motion to bring forward and STRIKE Items 59 and 68 and Hold in ABEYANCE Items 64, 69, 70, and 85 to 6/2/2004 – UNANIMOUS with Ward 2 seat vacant

NOTE: Under Item 3, COUNCILMAN MACK disclosed that the property involved in Item 13 is in proximity to a building his brother, STEVEN MACK, owns, and he also owns a SuperPawn shop, for which he does consulting, near the locations involved in Items 58 and 59. Moreover, the properties involved in Items 39 and 64 are close to the Lady Luck Hotel/Casino, with which his brother-in-law, ANDREW DONNER, has a contract related to its non-related gaming license. Since his relatives had not mentioned these items to him, COUNCILMAN MACK did not believe their business or interests would be impacted; therefore, he felt comfortable in voting on the aforementioned items.

MINUTES:

There was no discussion.

(9:47 – 9:48)

1-1443

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY MANAGER

DIRECTOR: DOUGLAS A. SELBY

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ADMINISTRATIVE:

ABEYANCE ITEM - Discussion and possible action to establish an employment policy for state legislators and other elected or appointed government officials

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Recent events have called attention to the need to establish a policy to address the employment of state legislators and other elected and appointed government officials by the City of Las Vegas. Staff will present policy options for consideration by the City Council.

RECOMMENDATION:

Receive a presentation and direct staff to prepare an appropriate policy

BACKUP DOCUMENTATION:

None

MOTION:

REESE – Motion directing the City Manager to move forward with establishing an employment policy, using the guidelines delineated to set the parameters, and to bring those parameters back to Council for consideration and approval at the 6/2/2004 Council meeting – UNANIMOUS with Ward 2 seat vacant

NOTE: COUNCILMAN WEEKLY asked CITY ATTORNEY JERBIC whether he should abstain, given that discussion was held about his liaison's recent filing for office. CITY ATTORNEY JERBIC advised COUNCILMAN WEEKLY that he did not have to abstain, because this involves a policy issue where a great deal of discretion is available to the Council, including current and future City employees.

MINUTES:

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

APPEARANCES:

OSCAR GOODMAN, Mayor

CITY COUNCIL MEETING OF MAY 19, 2004

Administrative

Item 65 – Discussion and possible action to establish an employment policy for state legislators and other elected or appointed government officials

MINUTES – Continued:

APPEARANCES - Continued:

DOUG SELBY, City Manager

MICHAEL MACK, Councilman

GARY REESE, Councilman

LAWRENCE WEEKLY, Councilman

LARRY BROWN, Councilman

(9:51– 10:15)

1-1594

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY MANAGER**DIRECTOR: DOUGLAS A. SELBY**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Report on the City of Las Vegas' participation in the e-government internet portal project - All Wards

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

In an effort to continue “one stop” opportunities and to enhance communications services and delivery, the City of Las Vegas and other statewide entities have designed a web portal to address citizen needs. This effort will provide a more open government and will make it easier for the public to find specific government services among the various entities.

RECOMMENDATION:

Report only; no action required.

BACKUP DOCUMENTATION:

1. Governance Procedure Document
2. Site Overview
3. Submitted after meeting: hard copy of PowerPoint

MOTION:

None required. A report was given.

MINUTES:

DAVID RIGGLEMAN, Director of Communications, and LOUIS CARR, Manager, Development Division, Information Technologies, were present. MR. RIGGLEMAN reviewed the detailed PowerPoint document, a copy of which is made a part of the minutes. He noted this website (MyNevada.gov) project is to go “live” May 28 and gave credit to JOE MARCELLA, Director, Information Technologies, for his hard work on this project.

COUNCILMAN MACK noted that it is better when taxpayers can go online instead of inline for services, because it saves them money. He commended MESSRS. MARCELLA, RIGGLEMAN, and CARR for bringing this to fruition.

(10:15 – 10:22)

1-2632

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY MANAGER**DIRECTOR: DOUGLAS A. SELBY**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Discussion and possible action to ratify Scott Adams as Director of the Office of Business Development (\$133,000 - General Fund)

Fiscal Impact☐**No Impact****Amount:** \$133,000 + executive benefits☒**Budget Funds Available****Dept./Division:** City Manager/OBD☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

Scott Adams is currently Executive Director of Jefferson Economic Development and Port District Commission in Jefferson Parish, Louisiana (largest county in New Orleans Metro Area). He has been employed with Jefferson since December 1998. Prior to this, he was Director of Department of Planning and Economic Development for the City of Ft. Lauderdale, Florida. His extensive planning and economic development experience makes him highly qualified for this position.

RECOMMENDATION:

It is recommended by the City Manager that the City Council ratify the appointment of Scott Adams to the position of Director of the Office of Business Development with a starting date of approximately August 9, 2004 or sooner.

BACKUP DOCUMENTATION:

Resume of Scott Adams

MOTION:**GOODMAN – APPROVED as recommended –UNANIMOUS with Ward 2 seat vacant****MINUTES:**

CITY MANAGER SELBY indicated that after two difficult recruitment processes, he is recommending the ratification of MR. ADAMS, who comes with great credentials and highly recommended.

MAYOR GOODMAN noted that MR. ADAMS has a tremendous job ahead of him, and he is going to be watched closely to make sure he can assist this Council to succeed with their desired goals for the downtown area.

AL GALLEG0, citizen of Las Vegas, requested an introduction of MR. ADAMS; however, he was not present.

(10:22 – 10:26)

1-3010

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Andrea M. Robertson, 3028 Vegas Drive, Las Vegas, Nevada 89119

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

1. Appellant Letter of Appeal and City Clerk Notification Letter to Appellant
2. Submitted after final agenda - Withdrawal of job offer from 7-Eleven #20687

MOTION:

REESE – Motion to bring forward and STRIKE Items 59 and 68 and Hold in ABEYANCE Items 64, 69, 70, and 85 to 6/2/2004 – UNANIMOUS with Ward 2 seat vacant

MINUTES:

There was no discussion.

(9:47 – 9:48)

1-1443

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Tamara Lynn Carrera, 555 E. Silverado Ranch, Apt. #1062, Las Vegas, Nevada 89123

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

[BACKUP DOCUMENTATION:](#)

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

MOTION:

REESE – Motion to bring forward and STRIKE Items 59 and 68 and Hold in ABEYANCE Items 64, 69, 70, and 85 to 6/2/2004 – UNANIMOUS with Ward 2 seat vacant

MINUTES:

There was no discussion.

(9:47 – 9:48)

1-1443

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Don L. Hampton, 893, W. Balzar, Las Vegas, Nevada 89106

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

[BACKUP DOCUMENTATION:](#)

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

MOTION:

REESE – Motion to bring forward and STRIKE Items 59 and 68 and Hold in ABEYANCE Items 64, 69, 70, and 85 to 6/2/2004 – UNANIMOUS with Ward 2 seat vacant

MINUTES:

There was no discussion.

(9:47 – 9:48)

1-1443

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Held in Abeyance from May 5, 2004. Tina P. Morton, 305 Bonanza Way, Las Vegas, NV 89101

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED the recommendation of the Las Vegas Metropolitan Police Department, thereby, granting a site-specific work card, subject to a one-year (5/18/2005) review – **UNANIMOUS** with Ward 2 seat vacant

MINUTES:

The appellant was present.

SERGEANT REAGAN ALEXANDER, Las Vegas Metropolitan Police Department (Metro), referred the Council to the Confidential Report. He confirmed the Mayor's comment that the employer is aware of MS. MORTON'S history and is willing to hire her despite her background. He agreed with COUNCILMAN REESE'S suggestion to issue a site-specific work card subject to a one-year review.

(10:26 – 10:27)

1-3190

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Held in Abeyance from May 5, 2004. Keith L. Brooks, 825 Camden Lane Court, North Las Vegas, Nevada 89030

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED the recommendation of the Las Vegas Metropolitan Police Department, thereby, granting a site-specific work card, subject to a one-year (5/18/2005) review – **UNANIMOUS** with Ward 2 seat vacant

MINUTES:

The appellant was present, accompanied by his attorney, KEVIN KELLY, 302 E. Carson Avenue.

SERGEANT REAGAN ALEXANDER, Las Vegas Metropolitan Police Department (Metro), stated the Confidential Report reflects the information obtained regarding MR. BROOKS' background. The employer is aware of MR. BROOKS' criminal history and is willing to hire him despite his background. He suggested issuing a site-specific work card subject to a one-year review.

ATTORNEY KELLY indicated that MR. BROOKS has been sober for some time, has graduated from Community College, and has done everything possible to demonstrate his rehabilitation. He requested the Council's approval.

(10:27 – 10:30)

1-3285

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Held in Abeyance from May 5, 2004. Caren Lynn Lopez, 4421 W. Washington Avenue, Las Vegas, NV 89107

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED the recommendation of the Las Vegas Metropolitan Police Department, thereby, granting a site-specific work card, subject to a one-year (5/18/2005) review – **UNANIMOUS** with **MONCRIEF** not voting and Ward 2 seat vacant

MINUTES:

The appellant was present.

SERGEANT REAGAN ALEXANDER, Las Vegas Metropolitan Police Department (Metro), referred the Council to the Confidential Report for information. He indicated the employer issued a letter of support for MS. LOPEZ. It is the same employer as MS. MORTON'S under Item 71. He suggested issuing a site-specific work card subject to a one-year review.

MAYOR GOODMAN called forward ELIAS FARA, the employer, and thanked him for giving people a second chance, because, as a former criminal defense attorney, he knows firsthand how difficult it was for his clients to find a job. MR. FARA is doing a great service for the community.

(10:30 – 10:33)

1-3412

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Hearing, discussion and possible action regarding complaint seeking disciplinary action against Carey Sam Anderson d/b/a Anderson Snack Shack, 516 Jackson Avenue, Las Vegas, Clark County, Nevada, for violations of Titles 6 and 9 of the Las Vegas Municipal Code and NRS Chapter 446 - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Hearing, discussion and possible action regarding disciplinary complaint.

RECOMMENDATION:

Recommend revocation of Restaurant-Take Out License No. R05-00110-6-032996, Coin Operated Amusement License No. C08-01422-2-032996, and Retail Tobacco License No. C05-01286-B-032996.

BACKUP DOCUMENTATION:

1. Complaint for Disciplinary Action
2. Submitted at meeting: Original Affidavit of Service and Original Order Approving Complaint and Notice of Hearing

MOTION:

WEEKLY – STRKE as recommended – UNANIMOUS with Ward 2 seat vacant

MINUTES:

BILL HENRY, Sr. Litigation Counsel, submitted the Order Approving Complaint and Notice of Hearing, as well as the Affidavit of Service. He then indicated that GEORGE FOLEY, SR., on behalf of CAREY SAM ANDERSON, surrendered the licenses at issue to the Business Services Manager. Therefore, MR. HENRY requested this matter be stricken.

(10:33 – 10:34)

1-3605

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding Change of Ownership and Business Name for a Package License subject to the provisions of the fire codes and Health Dept. regulations, From: Mario's Northtown Market, Incorporated, dba Mario's Westside Market, Samuel G. Johnson, Jr., Dir, Pres, and Carol A. Johnson, Dir, Secy, Treas, 100% jointly as husband and wife, To: Mario's Westside Market, LLC, dba Mario's Westside Market, LLC, 1960 North Martin L. King Boulevard, Marulio Berlanga, Jr., Mmbr, 50%, William R. O'Connor, Mmbr, 50% - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding Change of Ownership and Business Name for a Package License

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting

BACKUP DOCUMENTATION:

None

MOTION:

WEEKLY – APPROVED a temporary license subject to a six-month (11/17/2004) review – UNANIMOUS with Ward 2 seat vacant

NOTE: Subsequent to this meeting, the approval was rescinded on July 21, 2004. Therefore, this item will not appear on the November 17, 2004 Council agenda.

MINUTES:

The applicants were present.

JIM DiFIORE, Manager, Business Services, deferred to SERGEANT REAGAN ALEXANDER, Las Vegas Metropolitan Police Department (Metro), to answer any questions.

MAYOR GOODMAN confirmed with SERGEANT ALEXANDER that the applicants are related to the market owner, who is vouching for them. SERGEANT ALEXANDER indicated that full disclosure was made. MR. O'CONNOR stated that his father ran the store for many years. He had problems in the past, but he wants the opportunity to work hard and be a productive member of the community. MR. BERLANGA said that he want to help the community as much as possible.

CITY COUNCIL MEETING OF MAY 19, 2004

Finance and Business Services

Item 75 - Discussion and possible action regarding Change of Ownership and Business Name for a Package License subject to the provisions of the fire codes and Health Dept. regulations, From: Mario's Northtown Market, Incorporated, dba Mario's Westside Market, Samuel G. Johnson, Jr., Dir, Pres, and Carol A. Johnson, Dir, Secy, Treas, 100% jointly as husband and wife, To: Mario's Westside Market, LLC, dba Mario's Westside Market, LLC, 1960 North Martin L. King Boulevard, Maruilio Berlanga, Jr., Mmbr, 50%, William R. O'Connor, Mmbr, 50% - Ward 5 (Weekly)

MINUTES – Continued:

COUNCILMAN WEEKLY mentioned that the applicants have probably sponsored more youth programs in the community than any other business owner in this neighborhood. They worked very closely with the new CVS drugstore to help upgrade the surrounding area. He felt they deserved an opportunity.

(10:34 – 10:38)

1-3681

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding Temporary Approval of a new Martial Arts Instruction Business License subject to the provisions of the planning and fire codes, Russell E. Coelho, dba Ohana Martial Arts Academy, 4838 West Lone Mountain Road, Russell E. Coelho, 100% - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Temporary Approval of a new Martial Arts Instruction Business License

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Russell Coelho
3. Map

MOTION:

MACK – APPROVED the temporary license, subject to provisions as recommended, with the manager of Business Services granted the authority to approve the permanent license after completion of appropriate process – UNANIMOUS with WEEKLY not voting and Ward 2 seat vacant

MINUTES:

The applicant was present.

JIM DiFIORE, Manager, Business Services, indicated that the applicant met the criteria for a temporary license. He recommended approval with authorization for him to issue the permanent license, contingent upon a favorable police report.

MR. COELHO showed his black belt certificate and indicated that it is a matter of record that he worked three years with the Los Angeles Police Department. He pointed out that Ohana means family, and that his studio will be about family.

(10:38 – 10:41)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: ORLANDO SANCHEZ**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action to establish policies and procedures to address properties that are declared an imminent hazard - All Wards

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Recent events have called attention for the need to establish policies and procedures to address primarily renter occupied properties that are declared an imminent hazard. Staff will present a draft policy and procedures for consideration by the City Council.

RECOMMENDATION:

Receive a presentation and direct staff to prepare an appropriate policy.

BACKUP DOCUMENTATION:

Submitted after the meeting: Policy for Properties Declared an Imminent Hazard and/or Public Nuisance

MOTION:

REESE – APPROVED to establish policies and procedures – UNANIMOUS with GOODMAN not voting and Ward 2 seat vacant

MINUTES:

ORLANDO SANCHEZ, Director, Neighborhood Services, indicated that this has been an ongoing issue since he was manager of the Neighborhood Response Division. The Sky Vue Mobile Home Park is the only property for which the City has had to use public funds to assist with alternative housing. The purpose of this matter is to establish a policy for properties that are declared a public nuisance. He then handed each of the Council members a copy of the draft policy, which is made a part of the minutes, and briefly reviewed it.

COUNCILMAN WEEKLY commented that he and MR. SANCHEZ have discussed the assistance program for those people, notably for the elderly, that cannot afford to abate their properties. However, he is concerned about making sure that people clearly understand this process. He also questioned whether this new policy would have some teeth, because this issue has been ongoing for many years. MR. SANCHEZ indicated that a lien must be placed on properties where property owners have qualified for housing rehab deferred loans to make sure that the property owner is not going to flip the property and obtain a profit. A lien is usually placed for up to five years on a \$25,000 loan, prohibiting the sale of the property. If the property sells before the five years, the City gets back the \$25,000, to be forwarded HUD. The lien expires after five years.

CITY COUNCIL MEETING OF MAY 19, 2004

Neighborhood Services

Item 77 – Discussion and possible action to establish policies and procedures to address properties that are declared an imminent hazard – All Wards

MINUTES – Continued:

COUNCILMAN WEEKLY asked MR. SANCHEZ how the City deals with properties, such as the one on the corner of “F” and Washington, because he has seen Nevada Department of Transportation maps depicting part of this area as a potential beautified entryway into the parkway that leads to the new IRS facility and the development within the 61 acres. Part of the area is to be beautified, and even part of the street has been renamed; yet the other part is left with blight. MR. SANCHEZ answered that this policy is for properties considered an imminent hazard. A presentation was recently made regarding changes to the ordinance for abandoned/vacant properties. He is in the process of hiring a new Code Enforcement Officer to enforce the changes. These changes will strengthen the ordinance, but the proper process must be adhered to in dealing with private property. If structurally sound, a building can be kept vacant for a period of time. Drastic changes should be noticed within the next six to nine months.

MAYOR GOODMAN stressed that the Council has to decide whether it is going to be proactive or reactive. If the decision is to be proactive, then the necessary budget must be created. However, he felt that, if affordable, the City should be in a position to protect those that cannot protect themselves, and to help those on the verge of becoming homeless achieve housing, especially given the commitment made by this Council to stop people from becoming homeless. He is very proud of the concerted efforts that were made to assist the victims of Sky Vue.

AL GALLEGOS, citizen of Las Vegas, indicated that he is concerned about the notion of the City Marshals being removed from the Sky Vue Park, because there is still a lot of personal property left. He requested the Marshals be allowed to remain another week to allow the residents time to decide what they are going to do with their personal belongings.

NOTE: MAYOR GOODMAN directed the City Attorney’s Office to establish a process for the City to get reimbursed for expenses incurred in providing public assistance to tenants of properties declared a hazard.

(10:41 – 10:56)

2-228

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING AND DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action to rescind a previous approval of a request by Thomas and Mack Co. for a Water Feature Exemption on property located at 2300 W. Sahara Avenue, Ward 1 (Moncrief)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This item previously came before the City Council on April 21, 2004 and was approved. Mayor Goodman has asked that this item be placed back on the City Council agenda for reconsideration.

RECOMMENDATION:

The City Council rescind the previous Approval and rehear the item.

BACKUP DOCUMENTATION:

None

MOTION:

GOODMAN – APPROVED to Rescind the previous action – UNANIMOUS with Ward 2 seat vacant

MINUTES:

This item was initially trailed, pending the Mayor's return, after ROBERT GENZER, Director, Planning and Development, advised that the Mayor requested this matter be placed on the agenda. Upon the Mayor's return, he explained that he requested rescission because it was brought to his attention that he should have disclosed a business relationship with Peter Thomas.

(10:56/11:04 – 11:07)

2-716/2-982

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING AND DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on a request by Thomas and Mack Co. for a Water Feature Exemption on property located at 2300 W. Sahara Avenue - Ward 1 (Moncrief)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The Thomas and Mack Company is requesting a waiver from the restrictions applied to three water features located at 2300 W. Sahara Avenue in accordance with Chapter 14.11 of the Municipal Code. This chapter allows the City Council to grant such a waiver upon approval and implementation of a water reduction plan sufficient to save 50 times the amount of water used by the subject water feature. This can be achieved by removing 50 square feet of turf for every one square foot of that water feature.

Staff finds that the water reduction plan submitted depicts the removal of 37,405 square feet of turf. Removal of that amount of turf is adequate to support an exemption for the subject water feature, which is 634 square feet in size. It is recommended that should this request be approved, it is subject to the conditions listed on the attached agenda memo.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Agenda Memo

MOTION:

GOODMAN – APPROVED – UNANIMOUS with Ward 2 seat vacant

NOTE: MAYOR GOODMAN disclosed that he has a 4% interest in APEX Industrial Park, and the Thomas Family Trust has a like interest in APEX; however, he did not believe that his action on a policy level affects the Thomas and Mack Co., Peter Thomas, or the Peter Thomas Irrevocable Trust. Consequently, he felt that disclosure was sufficient. CITY ATTORNEY JERBIC advised that full disclosure was appropriate for this matter, as opposed to the ordinance, which applies to everybody in the Valley, not just the Thomas and Mack Co.

MINUTES:

ROBERT GENZER, Director, Planning and Development, was present.

CITY COUNCIL MEETING OF MAY 19, 2004

Planning and Development

Item 79 – Discussion and possible action on a request by Thomas and Mack Co. for a Water Feature Exemption on property located at 2300 W. Sahara Avenue – Ward 1 (Moncrief)

MINUTES – Continued:

MAYOR GOODMAN remarked that this matter initiated the discussion COUNCILMAN BROWN led to allow water features if it resulted in significant water savings. He fully participated in those discussions because he felt that the Council should be proactive with the drought issue. He advocated COUNCILMAN BROWN'S position before the Water Authority and ultimately prevailed. However, it never dawned on him that there could have been a conflict of interest. But, candidly, Thomas and Mack Co. spent a lot of money to be able to keep the reflective pool while saving hundreds of thousands of gallons of water.

(10:56/11:04 – 11:07)

2-716/2-982

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on a request to install speed humps on Monroe Avenue between Lamb Boulevard and Marion Drive (\$7,800 - Neighborhood Traffic Management Program) - Ward 3 (Reese)

Fiscal Impact☐**No Impact****Amount:** \$7,800☒**Budget Funds Available****Dept./Division:** Public Works/Traffic Eng.☐**Augmentation Required****Funding Source:** Neighborhood Traffic Management Program**PURPOSE/BACKGROUND:**

Residents on Monroe Avenue between Lamb Boulevard and Marion Drive have requested the installation of speed humps on their street. Traffic counts showed that there were 1067 vehicles a day traveling the street. The 85th percentile speed was 39 mph. Monroe Avenue is a primary emergency response route.

RECOMMENDATION:

Staff recommendation: Approval

BACKUP DOCUMENTATION:

Map

MOTION:

REESE – APPROVED installation of speed humps subject to the Fire Department determining that Monroe is no longer a primary emergency response route – UNANIMOUS with Ward 2 seat vacant

MINUTES:

RICHARD GOECKE, Director, Public Works, explained that the newly adopted Fire Code in February 2004 prohibits the installation of traffic calming devices on emergency response routes. He, therefore, noted that the recommendation for this matter should be for approval, subject to Fire and Rescue removing Monroe as a primary emergency response route. As far as Item 81, MR. GOECKE indicated that staff recommends approval, and it is in order.

DIANA SHELL, 4898 E. Van Buren, and LUCINDA KIRKBERG, 4878 E. Van Buren, expressed their support of installing the speed humps. There is a lot of speeding cut-through traffic in the neighborhood and several accidents have occurred. The humps will hopefully deter that, as well as some of the drag racing that has been taking place.

CITY COUNCIL MEETING OF MAY 19, 2004

Public Works

Item 80 - Discussion and possible action on a request to install speed humps on Monroe Avenue between Lamb Boulevard and Marion Drive (\$7,800 - Neighborhood Traffic Management Program) - Ward 3 (Reese)

MINUTES – Continued:

LANITA HUFF, 1409 Smokey Lane Circle, opposed the installation of speed humps, as she considers them to be a nuisance. Speed humps on Monroe would only help six of the 42 homes on Monroe, which to her is a misuse of taxpayers' money. She urged the Council to deny this item.

COUNCILMAN REESE expressed his support of the speed humps on Monroe Avenue, subject to the Fire Department's approval, because he feels that Monroe currently serves as a cut-through street from Lamb to Nellis Boulevards. The residents might be burdened with having to drive slower, but it is worth it, especially with the nearby school.

See Item 81 for other related discussion.

(10:56 – 11:04)

2-735

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on a request to install speed humps on Van Buren Avenue between Marion Drive and Nellis Boulevard (\$13,000 - Neighborhood Traffic Management Program) - Ward 3 (Reese)

Fiscal Impact☐**No Impact****Amount:** \$13,000☒**Budget Funds Available****Dept./Division:** Public Works/Traffic Eng.☐**Augmentation Required****Funding Source:** Neighborhood Traffic Management Program**PURPOSE/BACKGROUND:**

Residents on Van Buren Avenue between Marion Drive and Nellis Boulevard have requested the installation of speed humps on their street. Traffic counts showed that there were approximately 500 vehicles a day traveling the street. The 85th percentile speed was 36 mph. Van Buren Avenue is not an emergency response route.

RECOMMENDATION:

Staff recommendation: No objection

BACKUP DOCUMENTATION:

Map

MOTION:

REESE – APPROVED installation of speed humps between Nellis and Marion – UNANIMOUS with Ward 2 seat vacant

MINUTES:

RICHARD GOECKE, Director, Public Works, was present.

COUNCILMAN REESE noted that a lot of traffic cuts through this area, and there are a lot of big trucks using the route.

NOTE: COUNCILMAN REESE directed Public Works staff to continue the speed humps to Marion and Lamb after construction is completed in that area. He also directed Public Works staff to review and explore the sections of the Municipal Code related to the installation and to bring back any recommended changes to improve the existing Code.

At the request of COUNCILMAN MACK, MR. GOECKE clarified that the bid opening for the Montecito Parkway was delayed from 5/20/2004 to 6/1/2004 to allow Triple Five to work out some of the details with the other existing developers in the area. If a resolution is not reached, staff will proceed with the project as initially identified.

CITY COUNCIL MEETING OF MAY 19, 2004

Public Works

Item 81 – Discussion and possible action on a request to install speed humps on Van Buren Avenue between Marion Drive and Nellis Boulevard (\$13,000 – Neighborhood Traffic Management Program) – Ward 3 (Reese)

MINUTES – Continued:

See Item 80 for other related discussion.

(10:56 – 11:04)

2-735

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY CLERK**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:****BOARDS & COMMISSIONS:**

ABEYANCE ITEM - CHILD CARE LICENSING BOARD – Lolanda Bunch, Term Expiration 6-2007 (Resigned)

Fiscal Impact

<input checked="" type="checkbox"/>	No Impact	Amount:
<input type="checkbox"/>	Budget Funds Available	Dept./Division:
<input type="checkbox"/>	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Each member of Council appoints one member subject to ratification by the Council with terms concurrent with the term of the appointing City Council member. All members of this board must be City residents and fill unexpired terms. Additionally, no fewer than one and no more than three members must be currently licensed as owners or operators of child care facilities within the City. The other four citizen members are not required to fill a specific category. Lolanda Bunch, Councilman Weekly's appointment, has resigned and it will be necessary to fill this unexpired term. At the Council Meeting of May 5, 2004, this item was abeyed to May 19, 2004.

RECOMMENDATION:

Councilman Weekly to recommend his coterminous appointee, filling Ms. Bunch's unexpired term. The appointee must be a city resident, may be a licensed operator of a child care facility or may be a citizen member.

BACKUP DOCUMENTATION:

1. Resignation letter from Lolanda Bunch
2. Current Listing and Authority – Child Care Licensing Board
3. Board Interest Forms from Lilliane G. Brumwell and Tanya Ruddy

MOTION:

WEEKLY – Motion to APPOINT LILLIANE G. GRUMWELL (Weekly's recommendation), 7229 Painted Shadow Way, Las Vegas, Nevada 89149, - UNANIMOUS with GOODMAN abstaining because this board monitors acts of the Meadows Pre-school where his wife is involved and Ward 2 seat vacant

Clerk to notify

CITY COUNCIL MEETING OF MAY 19, 2004
Boards and Commissions
Item 82 – Child Care Licensing Board

MINUTES:

JIM DiFIORE, Manager, Business Services, recommended the appointment of MS. BRUMWELL. COUNCILMAN WEEKLY thanked MR. DiFIORE for his review of the applications and his recommendation. He encouraged any other people interested in serving to apply.

(11:07 – 11:09)
2-1133

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY CLERK**DIRECTOR:** BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:**

BOARDS & COMMISSIONS:

ABEYANCE ITEM - CLARK COUNTY DISTRICT BOARD OF HEALTH – Sherry Colquitt,
Term Expiration 5-15-2004

Fiscal Impact

<input checked="" type="checkbox"/>	No Impact	Amount:
<input type="checkbox"/>	Budget Funds Available	Dept./Division:
<input type="checkbox"/>	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

This Board is governed by NRS 439.390 and LVMC 2.36 stipulating that the District Board of Health shall consist of two members from each participating entity, with one member to be an elected official. Currently, Sherry Colquitt and Councilman Reese serve as the City's two representatives on this Board. Members appointed to this Board serve two-year terms. There is no City residency requirement, nor is there a limit to the number of terms which may be served. Ms. Colquitt is eligible and wishes to be reappointed if the Council so desires. At the Council Meeting of May 5, 2004, this item was abeyed to May 19, 2004.

RECOMMENDATION:

Procedure for this Board requires appointment by the City Council. Options are to reappoint Ms. Colquitt or appoint a new member to fill this seat.

BACKUP DOCUMENTATION:

Current listing and Authority - Clark County District Board of Health

MOTION:

REESE – Motion to REAPPOINT SHERRY COLQUITT – UNANIMOUS with Ward 2 seat vacant

Clerk to notify

MINUTES:

COUNCILMAN REESE stated that MS. COLQUITT has served on this Board faithfully, for which he expressed his appreciation. He noted that she made application at the Sunrise Hospital Trauma Unit.

(11:09 – 11:10)

2-1181

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY CLERK**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:****BOARDS & COMMISSIONS:**

Discussion and possible action on the appointment of members to the Neighborhood Partners Fund Board for Fiscal Year 2005

Fiscal Impact

<input checked="" type="checkbox"/>	No Impact	Amount:
<input type="checkbox"/>	Budget Funds Available	Dept./Division:
<input type="checkbox"/>	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The Neighborhood Partners Fund Board consists of 13 members and was created to review Neighborhood Partners Fund applications and recommend awards to the City Council. It is designed to assist citizens in improving the quality of life for City of Las Vegas neighborhoods and directly responds to two of the City Council's priorities: Support and encourage affordability, livability, and pride in our neighborhoods and provide an open government which allows access, participation, and respectful communication using traditional and technically advanced methods. This Board is being reconvened to review these applications and select the recipients for FY 2005. Each member's term will expire April 30 of each year.

RECOMMENDATION:

Procedure for this Board is appointment by Mayor and each member of Council. The Department of Neighborhood Services recommends the following appointments:

Mayor or his designee – Rachel Gritton; Ward 1 Staff Designee – Lito Rayos; Ward 1 Neighborhood Representative – Bob Goldstein; Ward 3 Staff Designee – Loretta Arrington; Ward 3 Neighborhood Representative – Allen Jacobsen; Ward 4 Staff Designee – Darcy Hayes; Ward 4 Neighborhood Representative – Lenny Taylor; Ward 5 Staff Designee – Kelly Benavidez; Ward 5 Neighborhood Representative – Tyrone Thompson; Ward 6 Staff Designee – Lisa Clearwater Campbell; Ward 6 Neighborhood Representative – Debbie Kinsora

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Current Listing and Authority – Neighborhood Partners Fund Board

MOTION:

REESE – APPROVED appointments as recommended, with the additional appointments of AUDRIE DODGE and CHARLIE DESIDERIO to represent Ward 2 – UNANIMOUS with Ward 2 seat vacant

CITY COUNCIL MEETING OF MAY 19, 2004
Boards & Commissions
Item 84 – Neighborhood Partners Fund Board

MINUTES:

MAYOR GOODMAN read the names of the recommended appointments.

MARIA CASTILLO-COUCH, Neighborhood Services, indicated that the eleven recommended appointees are sufficient to meet quorum requirements. However, there is no Ward 2 representative. CHARLIE DESIDERIO, who has previously served, is interested in representing Ward 2. COUNCILMAN REESE supported appointing MR. DESIDERIO to represent Ward 2, as well as AUDRIE DODGE, Ward 2 Senior Executive Assistant.

(11:10 – 11:13)

2-1223

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: BUSINESS DEVELOPMENT**DIRECTOR:** CHRIS KNIGHT (ACTING) ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Discussion and possible action regarding an Agreement to Negotiate Exclusively with CityMark Development, LLC, regarding negotiation of a Disposition and Development Agreement for the site located at 3rd Street and Bonneville Avenue totaling approximately 2.38 acres and owned by Office District Parking I, Inc., APN 139-34-311-095 to -102 and -105 to -110 (receipt of \$50,000 deposit) - Ward 1 (Moncrief)

Fiscal Impact

<input checked="" type="checkbox"/>	No Impact	Amount: \$50,000 deposit
<input type="checkbox"/>	Budget Funds Available	Dept./Division:
<input type="checkbox"/>	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

On January 7, 2004, Office District Parking I, Inc., a wholly owned subsidiary of the City, was authorized to proceed with a Request For Development Proposals (RFP) for the site located at 3rd Street and Bonneville Avenue (the Site). The RFP expressly sought development proposals for urban density residential projects from financially strong developers that furthered the development goals and objectives set forth in the Las Vegas Downtown Centennial Plan. A staff review committee evaluated the development proposals received and recommends CityMark Development, LLC, as the Developer with the best overall proposal for the Site. Execution of an Agreement to Negotiate Exclusively (ENA) will allow staff 60 days to negotiate a Disposition and Development Agreement (DDA) with CityMark Development, LLC for the Site.

RECOMMENDATION:

The 5/17/2004 Real Estate Committee and staff recommend this item be abeyed to the 6/1/2004 Real Estate Committee meeting

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Agreement to Negotiate Exclusively
3. Site Map

MOTION:

REESE – Motion to bring forward and STRIKE Items 59 and 68 and Hold in ABEYANCE Items 64, 69, 70, and 85 to 6/2/2004 – UNANIMOUS with Ward 2 seat vacant

MINUTES:

There was no discussion.

(9:47 – 9:48)

1-1443

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-30 – Requires merchants to make certain disclosures in connection with the sale of motorized scooters and motorized skateboards. Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Motorized scooters and motorized skateboards are subject to State laws that govern operator licensing and minimum vehicle equipment. A significant number of these scooters and skateboards are being operated on City streets in violation of State law, and it appears that many who purchase these items are not made aware of the restrictions. This bill will require merchants to disclose this information in connection with the sale of motorized scooters and motorized skateboards.

RECOMMENDATION:

ADOPTION at 5/19/2004 City Council meeting as First Amendment pursuant to the 5/3/2004 Recommending Committee.

First Reading – 4/21/2004; First Publication – 5/7/2004

BACKUP DOCUMENTATION:

Bill No. 2004-30 - First Amendment

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as a First Amendment as Ordinance No. 5695 – UNANIMOUS with Ward 2 seat vacant

Clerk to proceed with second publication

MINUTES:

COUNCILMAN MACK noted that the merchants will be required to provide the information both in English and Spanish.

(11:13 – 11:14)

2-1320

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-31 – Prohibits the breeding or training of animals for the purpose of using them in an animal fighting venture. Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

State and local laws currently prohibit certain acts to promote or facilitate fights between animals. This bill go a step further and prohibit the breeding or training of animals for the purpose of using them in an animal fighting venture.

RECOMMENDATION:

ADOPTION at 5/19/2004 City Council meeting pursuant to the 5/3/2004 Recommending Committee.

First Reading – 4/21/2004; First Publication – 5/7/2004

BACKUP DOCUMENTATION:

Bill No. 2004-31

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5696 – UNANIMOUS with Ward 2 seat vacant

Clerk to proceed with second publication

MINUTES:

JANIE GREENSPUN GAIL appeared representing the Lied Animal Shelter, 655 N. Mojave Road, and as Chairman of the Board of the Animal Foundation. She thanked COUNCILMAN MACK for this ordinance, as the staff of the Animal Shelter sees firsthand the brutality and devastation caused by animal fighting. A lot of children witness this type of activity, and then grow up to believe it is normal. She clarified for COUNCILMAN WEEKLY that dogs are not the only animals used in animal fighting. There is also cockfighting. Any form of animal fighting is abusive and cruel, and the people involved in animal fighting are also known to be abusive to their children and spouses.

CITY COUNCIL MEETING OF MAY 19, 2004
Recommending
Item 87 – Bill No. 2004-31

MINUTES – Continued:

MAYOR GOODMAN did not believe that the language in this ordinance would cover cockfighting. He opined that a good lawyer could make a real distinction between a fowl and an animal, particularly with language “including pigeon or other bird” under Section 2-B. COUNCILMAN MACK deferred to the City Attorney’s Office for advice. CHIEF DEPUTY CITY ATTORNEY VAL STEED commented that Title 7 of the Las Vegas Municipal Code defines “animal” and may include fowl and pigeons. CITY ATTORNEY JERBIC suggested that, if there is a problem with the definition of “animal” under Title 7, an amendment would be made to this ordinance in the future. However, before recessing the meeting, CITY ATTORNEY JERBIC pointed out that the definition of “animal” under Title 7 covers birds.

(11:14 – 11:20/11:24 – 11:26)

2-1357/2-1758

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-32 – Ordinance Creating Special Improvement District No. 607 - Cliff's Edge.

Sponsored By: Step Requirement

Fiscal Impact

☐

No Impact

Amount: \$51,187,785

☐

Budget Funds Available

Dept./Division: Public Works/SID

☒

Augmentation Required

Funding Source: Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

Acquisition, construction and installation of street, sanitary sewer, storm sewer/drainage improvements, and water main projects. Costs will be recovered over a 20 year period through the levy and collection of special assessments.

RECOMMENDATION:

ADOPTION at 5/19/2004 City Council meeting as First Amendment pursuant to the 5/3/2004 Recommending Committee.

First Reading – 4/21/2004; First Publication – 5/7/2004

BACKUP DOCUMENTATION:

Bill No. 2004-32 - First Amendment

MOTION:

WEEKLY – Second Reading and **BILL ADOPTED** as a First Amendment as Ordinance No. 5697 – **UNANIMOUS** with Ward 2 seat vacant

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:20)

2-1576

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-33 – Levies Assessments for Special Improvement District No. 607 - Cliff's Edge.
Sponsored By: Step Requirement

Fiscal Impact

☐

No Impact

Amount: \$51,187,785

☒

Budget Funds Available

Dept./Division: Public Works/SID

☐

Augmentation Required

Funding Source: Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

Acquisition, construction and installation of street, sanitary sewer, storm sewer/drainage improvements, and water main projects. Costs will be recovered over a 20 year period through the levy and collection of special assessments.

RECOMMENDATION:

ADOPTION at 5/19/2004 City Council meeting as First Amendment pursuant to the 5/3/2004 Recommending Committee.

First Reading – 4/21/2004; First Publication – 5/7/2004

BACKUP DOCUMENTATION:

Bill No. 2004-33 - First Amendment

MOTION:

WEEKLY – Second Reading and **BILL ADOPTED** as a First Amendment as Ordinance No. 5698 – **UNANIMOUS** with Ward 2 seat vacant

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:20 – 11:21)
2-1599

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-34 – Levies Assessment for Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance FY2005). Sponsored by: Step Requirement

Fiscal Impact

☐

No Impact

Amount: \$41,902.50

☒

Budget Funds Available

Dept./Division: Public Works/SID

☐

Augmentation Required

Funding Source: Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

Levies the assessment for the annual maintenance costs of street beautification improvements along Alta Drive from Rancho Drive to approximately 275 feet west of Lacy Lane. The fiscal amount reflects the estimated maintenance costs from July, 2004 through June, 2005.

RECOMMENDATION:

ADOPTION at 5/19/2004 City Council meeting pursuant to the 5/3/2004 Recommending Committee.

First Reading – 4/21/2004; First Publication – 5/7/2004

BACKUP DOCUMENTATION:

Bill No. 2004-34

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5699 – UNANIMOUS with Ward 2 seat vacant

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:21)

2-1618

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-35 – Authorizing the issuance of Local Improvement Bonds, Series 2004 for the City of Las Vegas, Nevada Special Improvement District No. 607 Cliff's Edge not to exceed \$51,185,000 - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount: \$51,185,000

☐

Budget Funds Available

Dept./Division: Cliff's Edge Agency Fund

☐

Augmentation Required

Funding Source: SID assessments in district 607

PURPOSE/BACKGROUND:

The bonds are being issued by the City pursuant to the Nevada Consolidated Local Improvement Law (NRS 271) in order to finance the acquisition of certain public improvements for property located in the City's Special Improvement District No. 607 pursuant to the District Financing Agreement between the developer (Cliff's Edge) and the City. The bonds do not constitute a debt of the City.

RECOMMENDATION:

ADOPTION at 5/19/2004 City Council meeting as First Amendment pursuant to the 5/3/2004 Recommending Committee.

First Reading – 4/21/2004; First Publication – 5/7/2004

BACKUP DOCUMENTATION:

Bill No. 2004-35 - First Amendment

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as a First Amendment as Ordinance No. 5700 – UNANIMOUS with Ward 2 seat vacant

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:21 – 11:22)

2-1696

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-36 – An ordinance amending Ordinance No. 5533 authorizing the issuance by the City of Las Vegas of its General Obligation (Limited Tax) Parking Bonds (Additionally Secured by Pledged Revenues), Series 2002A, and providing other matters relating thereto - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Because the parking garage originally planned for this bond issue is now no longer feasible, the City has changed the use of the proceeds to the construction of a second tower for the City Hall campus. Additionally, the pledged source for repayment has been changed from the parking enterprise fund to consolidated tax. We obtained approval from the Clark County Debt Management Commission on December 5, 2003 and a consent has been issued by the insurer of the bonds.

RECOMMENDATION:

ADOPTION at 5/19/2004 City Council meeting pursuant to the 5/17/2004 Recommending Committee.

First Reading – 5/5/2004; First Publication – 5/8/2004

BACKUP DOCUMENTATION:

Bill No. 2004-36

MOTION:

WEEKLY – Second Reading and **BILL ADOPTED** as recommended as Ordinance No. 5701 – UNANIMOUS with Ward 2 seat vacant

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:22 – 11:23)

2-1668

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-38 – Bond Ordinance providing for the issuance by the City of Las Vegas of its Registered Local Improvement District Bonds Series 2004B, for Special Improvement Districts (SID) numbers 1474 and 1486 in an amount not to exceed \$750,000 - Ward 6 (Mack)

Fiscal Impact

☐

No Impact

Amount: \$750,000

☒

Budget Funds Available

Dept./Division: Finance & Business Services

☐

Augmentation Required

Funding Source: SID assessments in the respective districts.

PURPOSE/BACKGROUND:

The City has created the improvement district in compliance with NRS 271. NRS Chapter 350 authorizes the issuance of bonds for the SID district to repay short term financing (Internal Service Fund). The term of these bonds will be ten years and will be funded with the SID assessments in the district.

RECOMMENDATION:

ADOPTION at 5/19/2004 City Council meeting pursuant to the 5/17/2004 Recommending Committee.

First Reading – 5/5/2004; First Publication – 5/8/2004

BACKUP DOCUMENTATION:

Bill No. 2004-38

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5702 – UNANIMOUS with Ward 2 seat vacant

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:23)

2-1697

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-39 – Bond Ordinance providing for the issuance by the City of Las Vegas of its Registered Local Improvement District Bonds Series 2004A, for Special Improvement District (SID) number 1481 in an amount not to exceed \$2,800,000 - Ward 6 (Mack)

Fiscal Impact

☐

No Impact

Amount: \$2,800,000

☒

Budget Funds Available

Dept./Division: Finance & Business Services

☐

Augmentation Required

Funding Source: SID assessments in the respective districts.

PURPOSE/BACKGROUND:

The City has created the improvement district in compliance with NRS 271. NRS Chapter 350 authorizes the issuance of bonds for the SID district to repay short term financing (Interim Warrant). The term of these bonds will be twenty years and will be funded with the SID assessments in the district.

RECOMMENDATION:

ADOPTION at 5/19/2004 City Council meeting pursuant to the 5/17/2004 Recommending Committee.

First Reading – 5/5/2004; First Publication – 5/8/2004

BACKUP DOCUMENTATION:

Bill No. 2004-39

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5703 – UNANIMOUS with Ward 2 seat vacant

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:23 – 11:24)

2-1725

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2004-37 – Prohibits the sale of new vehicles (cars and trucks) on Sundays. Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In 2001, the Southern Nevada Regional Planning Coalition adopted a resolution recommending that area local governments adopt ordinances to prohibit motor vehicle dealers from selling new vehicles (cars and trucks) on Sundays. Clark County adopted such an ordinance in 2001, and it has been proposed that the City do likewise.

RECOMMENDATION:

ADOPTION at 6/2/2004 City Council meeting pursuant to the 5/17/2004 Recommending Committee.

First Reading – 5/5/2004; First Publication – 5/21/2004

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

6/2/2004 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2004-40 – Annexation No. ANX-3978 – Property location: On the west side of Calverts Street, 810 feet south of Tropical Parkway; Petitioned by: Ronny Acevedo and Gilmar Acevedo; Acreage: 1.02 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the west side of Calverts Street, 810 feet south of Tropical Parkway. The annexation is at the request of the property owners. The annexation process has now been completed in accordance with the NRS and the final date of annexation (June 25, 2004) is set by this ordinance.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-40 and Location Map

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEMBERS WEEKLY and MONCRIEF

6/1/2004 Recommending Committee

6/2/2004 Council Agenda

(11:24 – 11:26)

2-1758

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2004-41 – Revises the City’s drought conservation measures in accordance with revisions to the Southern Nevada Water Authority’s Drought Plan. Proposed by: Douglas A. Selby, City Manager (Note: CITY ATTORNEY JERBIC indicated that COUNCILMAN BROWN would be sponsoring this bill.)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will revise the City’s drought conservation measures to conform to recent revisions in the Southern Nevada Water Authority’s Drought Plan. In particular, the bill will 1) modify the restrictions on the washing of vehicles and the use of outdoor mist cooling systems, and 2) provide more flexibility in allowing fountains and water features in circumstances where consumptive use reductions cannot be achieved on site.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-41

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEMBERS WEEKLY and MONCRIEF

6/1/2004 Recommending Committee

6/2/2004 Council Agenda

CITY ATTORNEY JERBIC noted that COUNCILMAN BROWN would be sponsoring this bill.

(11:24 – 11:26)

2-1758

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NEW BILL:

Bill No. 2004-42 – Adopts development agreement with El Capitan Associates, LLC, regarding property located at the southwest corner of Durango Drive and Dorrell Lane. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

In May 2002, the City Council approved in concept a development agreement with El Capitan Associates, LLC, regarding property located at the southwest corner of Durango Drive and Dorrell Lane. An updated version of the Agreement will be presented to Council during Planning and Development's afternoon calendar on May 19, 2004. Pursuant to State law, such an agreement must be adopted by ordinance. This bill will accomplish that adoption.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2004-42
2. El Capitan Development Agreement

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEMBERS WEEKLY and MONCRIEF

6/1/2004 Recommending Committee

6/2/2004 Council Agenda

(11:24 – 11:26)

2-1758

THE MORNING SESSION RECESSED AT 11:26 A.M.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

Any items from the afternoon session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

MOTION:

REESE – Motion to Accept the WITHDRAWAL Without Prejudice of Item 124 [ZON-3708], to TABLE Item 149 [GPA-4078] and Item 150 [ZON-4080] and to HOLD IN ABEYANCE Item 114 [VAR-3902] and Item 118 [SUP-3394] to 6/2/2004 and Item 115 [RQR-3930], Item 116 [ROC-4121] and Item 119 [SUP-3972] to 7/7/2004 – UNANIMOUS with Ward 2 seat vacant

MINUTES:

COUNCILMAN MACK asked that Item 114 [VAR-3902] be abeyed to allow the applicant time to meet again with his staff as well as adjacent neighbors. ATTORNEY ANDRAS F. BABERO, appeared on behalf of the applicant and concurred with COUNCILMAN MACK.

ROBERT GENZER, Director, Planning and Development Department, questioned whether Item 115 [RQR-3930] should be abeyed since it is related to Item 116 [ROC-4121], which is scheduled for abeyance to 7/7/2004. COUNCILMAN WEEKLY asked if the applicant of Item 115 [RQR-3930] requested abeyance. ATTORNEY JAY BROWN, 520 South 4th Street, appeared on behalf of the applicant and stated that an abeyance was not requested. However, if staff felt an abeyance was necessary, the applicant would concur with that decision. MR. GENZER explained it was not necessary. COUNCILMAN WEEKLY requested both items be held in abeyance until 7/7/2004.

DEPUTY CITY ATTORNEY BRYAN SCOTT reminded MAYOR GOODMAN that although he had indicated in the past that he would be abstaining on Item 118 [SUP-3394] and Item 119 [SUP-3972], he could vote on the motion to abey those items because it was not substantive. MAYOR GOODMAN disclosed that he would be abstaining on Item 115 [RQR-3930] and Item 116 [ROC-4121] because of a business relationship with ATTORNEY JAY BROWN and on Item 117 [RQR-4021], Item 118 [SUP-3394] and Item 119 [SUP-3972] due to the content of the opinion from the City Attorney's office dated May 17, 2004, (a copy of which has been filed with the Clerk.) MAYOR GOODMAN stated he would be voting on the motion to abey these items.

No one appeared in opposition.

(1:04 – 1:06)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Public hearing on proposed local improvement district for Special Improvement District No. 1490 - Tenaya Way (Northern Beltway to Elkhorn Road) - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The construction and installation of pavement, "L" type curb and gutter, sidewalks, driveway approaches, water laterals and mains, sewer laterals and mains, and streetlights. The cost of the SID is estimated to be \$646,166.67.

RECOMMENDATION:

Public hearing only; no action required.

BACKUP DOCUMENTATION:

Notice of Hearing

MOTION:

None required. Public Hearing held.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

RICHARD GOECKE, Director, Public Works Department, explained that the total project costs of \$4,778,000.00 were comprised of roadway improvements, curbs and gutters, sidewalks, street lights, and water and sewer laterals where appropriate. The assessments total \$646,166.67 and are a combination of RTC funds, Sanitation funds and City and County funds because the project involves both City and County land. The item was in order.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:06 – 1:07)

3-172

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: ORLANDO SANCHEZ**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Hearing to consider the appeal regarding the Notice and Order to Abate Dangerous Building /Demolition regarding 1401 Comstock Drive. PROPERTY OWNERS: WILLIS J. JR. & GLINDA BOWDEN - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Neigh. Services/Response☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The subject property was determined to be a public nuisance as defined in the Uniform Code of Abatement of Dangerous Buildings, 1997 Edition, Sections 302, 202, and 102 – Unsafe Buildings or Structures, of the 1997 Uniform Building Code. A Notice and Order to abate Dangerous Building/Demolition was mailed to the property owners to demolish the structure(s), cause the property to be cleaned, and install “No Trespassing” signs. Today’s hearing is to consider the Appeal to the Notice and Order to Comply filed by Willis J. Bowden, Jr.

RECOMMENDATION:

That the City Council approve the Notice and Order to Abate Dangerous Building/Demolition.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Notice and Order to Abate Dangerous Building/Demolition
4. Notice of Appeal
5. Notices of Appeal Hearing
6. Chronological List of Events
7. Video shown but not submitted

MOTION:

WEEKLY – APPROVED the action of Neighborhood Services – UNANIMOUS with Ward 2 seat vacant

MINUTES:

DAVID SEMENZA, Neighborhood Services, described the property as being damaged by fire on July 4, 2003. Initially, the department was unable to contact the owner to find out what his

CITY COUNCIL MEETING OF MAY 19, 2004
Neighborhood Services Department
Item 101 – 1401 Comstock Drive

MINUTES Continued:

intentions were for the building. Due to lack of contact, the building was set for demolition. Subsequently, the owner was found and has since appealed and requested an opportunity to speak before Council. MR. SEMENZA suggested the owner tell Council the history of the building as well as his intentions.

WILLIS BOWDEN, property owner, explained that there are two insurance companies trying to determine which will be responsible for processing the claim for fire damage. The building was a group home and was insured with both residential and business coverage. He received a letter from his attorney, which gave a timeline of approximately 9 months before a decision could be made determining which insurance company would process the claim. MAYOR GOODMAN questioned the intent for the building and was told MR. BOWDEN wants to rebuild. MR. BOWDEN explained he also has an interested party who may purchase the property and restore the building.

COUNCILMAN WEEKLY asked for a recommendation. MR. SEMENZA replied that because the owner was unable to be contacted, demolition was the original recommendation. COUNCILMAN WEEKLY questioned how demolition would affect litigation over the building. DEPUTY CITY ATTORNEY DAN STILL suggested relying upon MR. SEMENZA'S determination of whether the building met the criteria to be considered dangerous. He said the Council could take action regardless of the building being involved in litigation.

COUNCILMAN WEEKLY considered the building a dangerous structure and a nuisance. MAYOR GOODMAN confirmed with DEPUTY CITY ATTORNEY DAN STILL that the rights of MR. BOWDEN to receive compensation from his insurance company would not be affected by any action Council could take. MR. BOWDEN opposed the demolition because although the building looks very bad from the outside, the inside was protected by the sprinkler system. COUNCILMAN WEEKLY voiced concerns about the building standing as is for almost one year.

DAN CONTRERAS, Bonanza Village, indicated neighbors are concerned about the building and also a tree and other items in the center of the horse trail. He asked that when the demolition takes place, the tree and debris be removed as well. MAYOR GOODMAN indicated he thought that would be a different department and issue. MR. CONTRERAS also asked that the abandoned shed behind the property be demolished because it is a hazard and the property is near a school. MR. BOWDEN said the building is secured, and no trespassing signs have been posted. MAYOR GOODMAN informed MR. BOWDEN he could speak with the City Attorney to discuss independent actions; however, the hazardous building could not be left to jeopardize the public's safety.

(1:07 – 1:14)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: ORLANDO SANCHEZ**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 4113 Sunrise Avenue. PROPERTY OWNER: WASHINGTON MUTUAL HOME LOANS, INC., C/O J. TOLENTINO – Ward 3 (Reese)

Fiscal Impact☐**No Impact****Amount:** \$3,733.60☒**Budget Funds Available****Dept./Division:** Neigh. Services/Response☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, Weaver Construction was hired to abate the problem by boarding and securing all doors, windows, and openings; removing all dead/dry vegetation, trash, debris, litter, refuse, waste, vehicles, vehicle parts, and miscellaneous items; removing or repairing the chain link fence; and by posting “No Trespassing” signs on the property.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$3,733.60 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

MOTION:

REESE – APPROVED the action of Neighborhood Services – UNANIMOUS with GOODMAN not voting and Ward 2 seat vacant

CITY COUNCIL MEETING OF MAY 19, 2004
Neighborhood Services Department
Item 102 – 4113 Sunrise Avenue

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

The property owner was not present.

DAVID SEMENZA, Neighborhood Services, presented a video of the subject property and stated that the condition of the property was a public hazard and an attractive nuisance. The abandoned building was open and accessible with vehicles left on the property. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken or appeal filed, Weaver Construction was hired to abate the problem. They cleaned and secured the property, removed the vehicles and posted “No Trespassing” signs. MR. SEMENZA recommended the City Council approve the report of expenses in the amount of \$3,733.60 in order that the charges be filed and recorded against the property, constituting a special assessment and lien and authorize that the Notice and Lien of Assessment be filed and recorded with the County Treasurer’s Office.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the public hearing closed.

(1:14 – 1:15)

3-412

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: ORLANDO SANCHEZ**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for abatement of dangerous building/demolition located at 1813 Euclid Avenue. PROPERTY OWNERS: VERA L. LOVELADY - Ward 3 (Reese)

Fiscal Impact☐**No Impact****Amount:** \$8,395.00☒**Budget Funds Available****Dept./Division:** Neigh. Services/Response☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services hired CamAir to perform an asbestos survey, and C & W Enterprises, Inc. to abate the problem. The subject property was corrected by demolishing the structure; removing all litter, trash, debris, and overgrown dead/dry vegetation; and by posting "No Trespassing/Dumping" signs on the property.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$8,395 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treas.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted.

MOTION:

REESE – APPROVED the action of Neighborhood Services – UNANIMOUS with Ward 2 seat vacant

CITY COUNCIL MEETING OF MAY 19, 2004
Neighborhood Services Department
Item 103 – 1813 Euclid Avenue

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

The property owner was not present.

DAVID SEMENZA, Neighborhood Services, presented a video of the subject property and stated he believed the owner to be deceased. He explained the City had boarded the building in 2000 and it has been broken into and vandalized repeatedly and has become a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken or appeal filed, C & W Enterprises, Inc., was hired to demolish the structure and clean and secure the property. MR. SEMENZA recommended the City Council approve the report of expenses in the amount of \$8,395.00 in order that the charges be filed and recorded against the property, constituting a special assessment and lien and authorize that the Notice and Lien of Assessment be filed and recorded with the County Treasurer's Office.

BRIAN EAGLEHELPER, Paseo Verde Drive, told Council he has been having a problem with being left at the bus stop. MAYOR GOODMAN directed DEPUTY CITY MANAGER BETSY FRETWELL to assist him.

No one appeared in opposition.

MAYOR GOODMAN declared the public hearing closed.

(1:15 – 1:18)

3-461

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING AND DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

PLANNING & DEVELOPMENT DEPARTMENT PM SESSION:

CONSENT AGENDA

NO ITEMS

DISCUSSION/ACTION ITEMS

- SITE DEVELOPMENT PLAN REVIEW
- 104 **SD-0062-00** - Applicant: Baughman & Turner, Inc. – Owner: Ron and Lynn Foglia
- DIRECTOR’S BUSINESS
- 105 **DIR-4432** - Applicant: Brenner and Associates, Inc. – Owner: El Capitan Associates, Limited Liability Company
- DIRECTOR’S BUSINESS - PUBLIC HEARING
- 106 **DIR-3934** - Applicant/Owner: Howard Hughes Corporation
- REVIEW OF CONDITION - PUBLIC HEARING
- 107 **ROC-4194** - Applicant/Owner: Plaster Development
- SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING
- 108 **SDR-3898** - Applicant/Owner: Luz Maria Medrano
- 109 **SDR-4069** - Applicant: Novad Construction - Owner: RCN Properties, Limited Liability Company & Zority Quan, Limited Liability Company
- MASTER SIGN PLAN - PUBLIC HEARING
- 110 **MSP-4062** - Applicant/Owner: Santa Fe Station, Inc.
- VACATION - PUBLIC HEARING
- 111 **VAC-4011** - Applicant/Owner: Southwest Homes, Limited Liability Company
- 112 **VAC-4012** - Applicant: R&S Investment Group – Owner: Decatur III, Limited Liability Company
- 113 **VAC-4041** - Applicant/Owner: Richmond American Homes
- VARIANCE - PUBLIC HEARING
- 114 **VAR-3902** - Applicant/Owner: Richard and Jill Burns

City of Las Vegas

PLANNING & DEVELOPMENT - Page Two

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City Council Meeting of May 19, 2004

- REQUIRED SIX MONTH REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING
115 **ABEYANCE ITEM - RQR-3930** - Applicant: Neissan Koroghli – Owner: Fremont Place, Limited Liability Company
- REVIEW OF CONDITION RELATED TO RQR-3930 - PUBLIC HEARING
116 **ABEYANCE ITEM - ROC-4121** - Applicant: Neissan Koroghli – Owner: Fremont Place, Limited Liability Company
- REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING
117 **RQR-4021** - Applicant: Clear Channel Outdoor – Owner: Jeanne Levy Family Trust
- SPECIAL USE PERMIT - PUBLIC HEARING
118 **ABEYANCE ITEM - SUP-3394** - Las Vegas Billboards on behalf of West Sahara Associated, Limited Partnership
119 **ABEYANCE ITEM - SUP-3972** - Applicant: Regan National Advertising - Owner: J.G. Sahara, Limited Liability Company
120 **ABEYANCE ITEM - SUP-3986** - Applicant: Mustafa Kavrukler – Owner: Rita Quam Family Trust
121 **ABEYANCE ITEM - SUP-3653** - Applicant: Shadow Hills Plaza, Limited Liability Company
- SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-3653 - PUBLIC HEARING
122 **ABEYANCE ITEM - SDR-3651** - Applicant: Shadow Hills Plaza, Limited Liability Company
- SPECIAL USE PERMIT - PUBLIC HEARING
123 **SUP-4046** - Applicant: Gary and Gina Shanks - Owners: Mack Smith, Jr. and Booker T. Burney
- REZONING - PUBLIC HEARING
124 **ABEYANCE ITEM - ZON-3708** - Applicant/Owner: Emerald Crest Holdings, Limited Liability Company
125 **ZON-4013** - Applicant/Owner: Cliff's Edge, Limited Liability Company
126 **ZON-4014** - Applicant: Ahern Rentals – Owner: Nevada Department of Transportation
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-4014 - PUBLIC HEARING
127 **SDR-4015** - Applicant: Ahern Rentals – Owner: Nevada Department of Transportation
- REZONING - PUBLIC HEARING
128 **ZON-4059** - Applicant/Owner: Roman Catholic Bishop of Las Vegas

- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-4059 - PUBLIC HEARING
- 129 **SDR-4107** - Applicant/Owner: Roman Catholic Bishop of Las Vegas
- REZONING - PUBLIC HEARING
- 130 **ZON-4066** - Applicant/Owner: Treasure Land Development Company, Limited Liability Company
- SPECIAL USE PERMIT RELATED TO ZON-4066 - PUBLIC HEARING
- 131 **SUP-4128** - Applicant/Owner: Treasure Land Development Company, Limited Liability Company
- VACATION RELATED TO ZON-4066 AND SUP-4128 - PUBLIC HEARING
- 132 **VAC-4068** - Applicant/Owner: Treasure Land Development Company, Limited Liability Company
- REZONING - PUBLIC HEARING
- 133 **ZON-4082** - Applicant/Owner: Sahara Rancho Office Center, Limited Liability Company
- VARIANCE RELATED TO ZON-4082 - PUBLIC HEARING
- 134 **VAR-4251** - Applicant/Owner: Sahara Rancho Office Center, Limited Liability Company
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-4082 AND VAR-4251 - PUBLIC HEARING
- 135 **SDR-4086** - Applicant/Owner: Sahara Rancho Office Center, Limited Liability Company
- SPECIAL USE PERMITS RELATED TO ZON-4082, VAR-4251 AND SDR-4086 - PUBLIC HEARING
- 136 **SUP-4089** - Applicant/Owner: Sahara Rancho Office Center, Limited Liability Company
- 137 **SUP-4090** - Applicant/Owner: Sahara Rancho Office Center, Limited Liability Company
- REZONING - PUBLIC HEARING
- 138 **ZON-4083** - Applicant/Owner: ARG Jones II, Limited Liability Company

- VARIANCE RELATED TO ZON-4083 - PUBLIC HEARING
139 **VAR-4190** - Applicant/Owner: ARG Jones II, Limited Liability Company
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-4083 AND VAR-4190 - PUBLIC HEARING
140 **SDR-4085** - Applicant/Owner: ARG Jones II, Limited Liability Company
- GENERAL PLAN AMENDMENT - PUBLIC HEARING
141 **GPA-4044** - Applicant: Nevada Power Company - Owner: Bureau Of Land Management
142 **GPA-4042** - Applicant: Nevada State Bank - Owner: Sidney & Paula Fry Family Trust
- REZONING RELATED TO GPA-4042 - PUBLIC HEARING
143 **ZON-4043** - Applicant: Nevada State Bank - Owner: Sidney & Paula Fry Family Trust
- SPECIAL USE PERMIT RELATED TO GPA-4042 AND ZON-4043 - PUBLIC HEARING
144 **SUP-4045** - Applicant: Nevada State Bank - Owner: Sidney & Paula Fry Family Trust
- SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-4042, ZON-4043 AND SUP-4045 - PUBLIC HEARING
145 **SDR-4060** - Applicant: Nevada State Bank - Owner: Sidney & Paula Fry Family Trust
- GENERAL PLAN AMENDMENT - PUBLIC HEARING
146 **GPA-4063** - Applicant: Pulte Homes – Owner: Laura Sommer
- SPECIAL USE PERMIT RELATED TO GPA-4063 - PUBLIC HEARING
147 **SUP-4065** - Applicant: Pulte Homes – Owner: Laura Sommer
- SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-4063 AND SUP-4065 - PUBLIC HEARING
148 **SDR-4064** - Applicant: Pulte Homes – Owner: Laura Sommer
- GENERAL PLAN AMENDMENT - PUBLIC HEARING
149 **GPA-4078** - Applicant/Owner: Quality Homes
- REZONING RELATED TO GPA-4078 - PUBLIC HEARING
150 **ZON-4080** - Applicant/Owner: Quality Homes

City of Las Vegas

PLANNING & DEVELOPMENT - Page Five

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City Council Meeting of May 19, 2004

GENERAL PLAN AMENDMENT - PUBLIC HEARING
151 GPA-4110 - Applicant/Owner: Cheyenne Mini-Storage, Limited Liability Company

REZONING RELATED TO GPA-4110 - PUBLIC HEARING
152 ZON-4111 - Applicant/Owner: Cheyenne Mini-Storage, Limited Liability Company

SPECIAL USE PERMIT RELATED TO GPA-4110 AND ZON-4111 - PUBLIC HEARING
153 SUP-4113 - Applicant/Owner: Cheyenne Mini-Storage, Limited Liability Company

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-4110, ZON-4111 AND SUP-4113 - PUBLIC HEARING
154 SDR-4112 - Applicant/Owner: Cheyenne Mini-Storage, Limited Liability Company

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW - SD-0062-00 - APPLICANT: BAUGHMAN & TURNER, INC. – OWNER: RONALD AND LYNN FOGLIA - Request for a Site Development Plan Review and a Waiver of Landscaping Requirements FOR A 2,580 SQUARE FOOT OFFICE BUILDING on 0.21 acres located on the north side of Transverse Drive, approximately 160 feet west of Jones Boulevard (APN: 163-01-101-008), R-E (Residence Estates) Zone under Resolution of Intent to O (Office), Ward 1 (Moncrief). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

Staff recommends APPROVAL

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MONCRIEF – ABEYANCE to 6/2/2004 – UNANIMOUS with Ward 2 seat vacant

MINUTES:

DAVID TURNER, Baughman and Turner, appeared on behalf of applicant. He stated that the applicant concurred with staff recommendations. However, the applicant was requesting Council consider allowing a three foot wide landscape planter with shrubs along the west property line as opposed to the five foot wide planter with box trees that staff recommended. He explained there are site limitations due to the triangular shape of the area and existing utilities.

COUNCILWOMAN MONCRIEF stated that this item had been tabled at the Planning Commission in 2001 and that she had not spoken with the applicant about it. She indicated she wanted to hold the item for two-weeks and requested the applicant contact her office to discuss this item further. MR. TURNER agreed.

No one appeared in opposition.

(1:18 – 1:20)

3-554

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

DIRECTOR'S BUSINESS - DIR-4432 - OWNER: EL CAPITAN ASSOCIATES, LIMITED LIABILITY COMPANY, APPLICANT: BRENNER AND ASSOCIATES, INC.
 - Request for a Development Agreement for a condominium conversion for a 284-unit development including 10 retail units on 15.2 acres adjacent to the southwest corner of Durango Drive and Dorrell Lane (APN: 125-20-201-024), Ward 6 (Mack). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
 City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
 City Council Meeting

0

RECOMMENDATION:

Staff recommends APPROVAL, subject to:

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report
4. El Capitan Development Agreement

MOTION:

MACK – APPROVED – UNANIMOUS with Ward 2 seat vacant

MINUTES:

GARY LICKER, Consulting Planner, and ERIN GOLLBRUTH of El Capitan Associates, appeared on behalf of the applicant. MR. LICKER concurred with staff recommendation and asked for Council's assistance with a problem relating to fire sprinklers. He explained that the tentative map was filed on February 24th and was scheduled to go before the Planning Commission on April 8th. Because of problems with the development agreement, it was not heard at that time and is now scheduled for the June 10th Planning Commission meeting. Since application, a Building Department regulation has changed, and the applicant may now be required to install fire sprinklers in 88 units that are already constructed. The remaining units will have sprinklers. The applicant is requesting the wording of the requirements read as if the item had been heard at the April 8th Planning Commission.

ROBERT GENZER, Director, Planning and Development Department, commented that the basis of concern is the change in the Fire Department regulation. He opined that should the Fire Department consider the date of application as the date by which the Building Department regulations be adhered to, the concern would be eliminated. He acknowledged, without blame to

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 105 – DIR-4432

MINUTES – Continued:

anyone, that there have been many delays involved with the processing of the development agreement. MR. GENZER stated that if the Fire Department waived the requirement on this project, the Planning Department would not object.

COUNCILMAN MACK emphasized that the Council is committed to affordable housing and he feels more condominium projects such as this one will be brought before Council in the future. He commended the developers on the effort put into this project. He questioned if there were conditions on this project that limited out of state investors purchasing multiple units to use as rentals which adds to the strain on single-family homebuyers. MR. LICKER responded that the applicant is concerned about the market and is currently developing marketing requirements. He discussed other factors that are contributing to the rise in the market. He stated that he could also make the argument that should the Council require the developer to make the fire conversions, the costs on this project would rise for the homebuyer. COUNCILMAN MACK replied that although he understood MR. LICKER'S comments, he was leaving the decision regarding the fire sprinklers up to the Fire Department and staff because it is a public safety issue. COUNCILMAN MACK commended the project saying it fit well with the original vision of Town Center.

COUNCILMAN REESE commented that he is opposed to having existing units sold to individuals due to problems experienced in his ward at Washington and Lamb. He explained the difficulty in trying to resolve issues with multiple owners. MR. LICKER replied that, regarding this project, Reality Management Inc., which manages over nine thousand units and is very experienced and qualified, would manage the LLC and would be organizing the condo association as well.

No one appeared in opposition.

(1:20 – 1:28)

3-603

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

DIRECTOR'S BUSINESS - PUBLIC HEARING - **DIR-3934** - **APPLICANT/OWNER: HOWARD HUGHES CORPORATION** - Discussion and possible action on A REVISED DEVELOPMENT STANDARDS MANUAL FOR SUMMERLIN, Wards 2 and 4 (vacant and Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map – Not Applicable
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions as read for the record and amended as follows:
 – The casinos and appurtenant structures may, and we're changing that to shall, not exceed 75 feet in height nor may they exceed 5 stories. – **UNANIMOUS** with **WEEKLY** not voting and **Ward 2** seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

JERRY ROBBINS, Howard Hughes Corporation, concurred with staff conditions and thanked staff for assistance with the manual. The Mayor acknowledged the efforts of everyone involved and commended them for their efforts that will benefit the community.

CHUCK ARKELL, 158 Euchilla Drive, Vice President of Summerlin Residents For Responsible Growth explained that the changes submitted by the applicant to subsection 8C of Section 2 represent the results of a compromise negotiated with the Howard Hughes Corporation to address the precedent issue raised during the Red Rock Station conflict this past January. At that time concerns were raised over the height of the planned Red Rock Casino. The proposal was for 1500 rooms and 300 feet high. This size casino represented a radical departure from the Summerlin Homebuyers disclosure that listed proposed site at 100 feet and 1000 rooms. After successfully negotiating with Station Casinos on a reduction of the casino height, Howard

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 106 – DIR-3934

MINUTES – Continued:

Hughes Corporation agreed to limit the height of all remaining casino sites left in the Summerlin area, of which two remain in the City. The intent of the language is to limit the height of these casino sites to 75 feet. MR. ARKELL added that his group has no objections amending the words “may not” assuming that it meets legal requirements for the express purpose of height limitation. DEPUTY ATTORNEY BRYAN SCOTT advised that for a complete prohibition, the language should read, “shall not”. MAYOR GOODMAN explained the term “shall not” is mandatory and “may not” is discretionary. With that information, MR. ARKELL requested that the language be amended to read, “shall not”. MR. ROBBINS agreed. MR. ARKELL also asked that the changes in the Summerlin Master Plan be disclosed in the Summerlin Home Buyers notice within 30 days of City approval. DEPUTY ATTORNEY SCOTT and MAYOR GOODMAN informed him that the City had no jurisdiction over that publication.

COUNCILMAN BROWN directed staff to amend the condition reflecting the language of “may not” be changed to “shall not”. FLYNN FAGG, Urban Design Coordinator, Planning and Development Department, informed COUNCILMAN BROWN that it has been noted to amend the manual language and that the applicant agreed. COUNCILMAN BROWN asked for clarification regarding the language regarding the height of the building as 75 feet. MR. FAGG read the language aloud indicating a limitation of 75 feet and/or not exceeding 5 stories. COUNCILMAN BROWN congratulated MR. ARKELL, the Howard Hughes Corporation and staff on a job well done saying this project is an important development in the foothills.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.
(1:32 – 1:37)

3-1033

CONDITIONS:

Planning and Development

1. The attached Summerlin Development Standards Manual, dated February 10, 2004, shall replace all previously adopted versions.
2. Table 2.1 shall be amended to require Special Use Permit approval for Casinos in the Employment Center, Town Center, and Village Center districts.

Public Works

3. Revise the “Revised Development Standards Manual for Summerlin” to provide a minimum distance of 18 feet of driveway length between the back of sidewalk (or curb, if no sidewalk is proposed) and the face of the garage, to allow vehicles to park completely outside the vehicular or pedestrian travel corridor or provide a maximum distance of 5

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 106 – DIR-3934

CONDITIONS – Continued:

feet in length to prevent a vehicle from parking in the driveway. A setback less than 18 feet may be provided to the garage for side-loaded garages if 18 feet of full width driveway is provided beyond the back of sidewalk (or curb, if no sidewalk is proposed).

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

REVIEW OF CONDITION - PUBLIC HEARING - **ROC-4194 - APPLICANT/OWNER: PLASTER DEVELOPMENT** - Request for a Review of Condition NO. 5 OF AN APPROVED SITE DEVELOPMENT PLAN REVIEW (SDR-3278), TO ALLOW A 5 TO 8 FOOT SETBACK TO GARAGE DOORS WHERE 18 FEET IS THE MINIMUM SETBACK REQUIRED FOR A 92-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 8.32 acres between Martin L. King Boulevard and Shadow Lane, approximately 1,250 feet north of Alta Drive (APN: 139-33-102-020), C-1 (Limited Commercial) Zone under Resolution of Intent to R-PD11 (Residential Planned Development - 11 Units Per Acre), Ward 5 (Weekly). Staff recommends DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

Staff recommends DENIAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions and deleting Condition 2– **UNANIMOUS** with Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY BOB GRONAUER, 3300 Howard Hughes Parkway, representing Signature Homes, stated that there was a recent amendment to a condition regarding a five-foot or less or eighteen-foot or greater setback to the garage door. BART ANDERSON, Engineering Project Manager, Department of Public Works, agreed and stated that the condition was consistent with City requirements for driveway lengths.

COUNCILMAN WEEKLY thanked the applicant for meeting with the residents in this area. He also thanked MAYOR GOODMAN, STEPHANIE BOIXO, the Mayor's assistant, and MARGO WHEELER, Deputy Director, and ROBERT GENZER, Director of the Planning and Development Department. He explained the project would be a great residential addition for

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 107 – ROC-4194

MINUTES – Continued:

the neighborhood. MR. GENZER stated that Condition 2 must be deleted because the Public Works condition replaces it.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:34 – 1:38)

3-1217

CONDITIONS:

Planning and Development

1. Conformance to all applicable Conditions of Approval for Site Development Plan Review SDR-3278.
2. The front setback shall be revised to be 8 feet or less; or 18 feet or greater to the garage door.

Public Works

3. Provide a minimum distance of 18 feet of driveway length between the back of sidewalk (or curb, if no sidewalk is proposed) and the face of the garage, to allow vehicles to park completely outside the vehicular or pedestrian travel corridor or provide a maximum distance of 5 feet in length to prevent a vehicle from parking in the driveway. A set back less than 18 feet may be provided to the garage for side loaded garages if 18 feet of full width driveway is provided beyond the back of sidewalk (or curb, if no sidewalk is proposed).

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - **SDR-3898** -
APPLICANT/OWNER: LUZ MARIA MEDRANO - Request for a Site Development Plan Review FOR A SEVEN UNIT MULTI FAMILY DEVELOPMENT AND WAIVERS OF THE 10 FOOT WIDE PERIMETER LANDSCAPE PLANTER on 0.29 acres at 1404 North 23rd Street (APN: 139-26-508-007), SC (Service Commercial), Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions and amending Condition 2 to read:

2. All development shall be in conformance with the site plan and building elevations, date stamped *May 19, 2004*, except as amended by conditions herein.
– UNANIMOUS with Ward 2 seat vacant

NOTE: An initial motion for approval by WEEKLY which carried unanimously with Ward 2 seat vacant was reconsidered by GOODMAN, which carried unanimously with Ward 2 vacant.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

LUZ MARIA MEDRANO concurred with all conditions and staff recommendations. She explained that to accommodate code, she has altered the design from seven units to six units and has the approval of staff. DAVID CLAPSADDLE, Planning Supervisor, Planning and Development Department, agreed that the design is improved with this reduction and that the concern of overbuilding the site has been alleviated.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 108 – SDR-3898

MINUTES – Continued:

COUNCILMAN WEEKLY appreciated MS. MEDRANO'S design change to six units and stated the project should be a great enhancement to the area. ROBERT GENZER, Director, Planning and Development Department, suggested a condition be added limiting the project to six units or amend Condition 2 to reflect the site plan as approved at the May 19, 2004 City Council Meeting.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:41 – 1:43)

3-1341

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations, date stamped April 22, 2004, except as amended by conditions herein.
3. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
4. All mechanical equipment, air conditioners and trash areas shall be fully screened pursuant to code requirements.
5. Parking lot lighting standards shall be no more than 30 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
6. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
7. Any interior property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Exterior walls can also use wrought iron panels with decorative pilasters. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
8. All City Code requirements and design standards of all City departments must be satisfied.

CITY COUNCIL MEETING OF MAY19, 2004
Planning and Development Department
Item 108 – SDR-3898

CONDITIONS: Continued:

9. No turf shall be permitted in the non-recreational common areas, medians and amenity zones in this development.

Public Works

10. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City Standards concurrent with development of this site.
11. Construct all incomplete half-street improvements on 23rd Street adjacent to this site concurrent with development of this site.
12. Landscape and maintain all unimproved rights-of-way on 23rd Street adjacent to this site.
13. Submit an Encroachment Agreement for all landscaping and private improvements located in the 23rd Street public right-of-way adjacent to this site prior to occupancy of this site.
14. Meet with the Flood Control Section of the Department of Public Works for assistance with establishing finished floor elevations and drainage patterns for this site prior to submittal of construction plans or the issuance of any building or grading permits, whichever may occur first. Provide and improve all drainageways as recommended.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - **SDR-4069** -
APPLICANT: NOVAD CONSTRUCTION - OWNER: RCN PROPERTIES, LIMITED
LIABILITY COMPANY & ZORITY QUAN, LIMITED LIABILITY COMPANY -
Request for a Site Development Plan Review FOR TWO MEDICAL OFFICE BUILDINGS
AND WAIVER OF LANDSCAPING REQUIREMENTS on 1.49 acres adjacent to the northeast
corner of Smoke Ranch Road and Professional Court (APN: 138-15-410-049 and 050), C-PB
(Planned Business Park) Zone, Ward 4 (Brown). The Planning Commission (5-0 vote) and staff
recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ARAMESH AKHAVAN, 1871 Fox Canyon Circle, appeared on behalf of the applicant and
concurred with staff recommendations.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:43 – 1:44)

3-1459

CONDITIONS:

Planning and Development

1. Prior to submittal of civil improvement plans the site plan shall be revised to show two 15
foot by 25 foot loading zones.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 109 – SDR-4069

CONDITIONS - Continued:

2. Prior to the submittal of building permits the landscape plan shall be revised to indicate seven additional 24-inch box trees spread throughout the site.
3. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
4. All development shall be in conformance with the site plan and building elevations date stamped May 19, 2004, except as amended by conditions herein.
5. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
6. All mechanical equipment and air conditioners shall be fully screened in views from the abutting streets.
7. Parking lot lighting standards shall be no more than 30 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
8. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
9. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
10. All City Code requirements and design standards of all City departments must be satisfied.
11. Prior to the issuance of building permits, a revised landscape plan must be submitted to and approved by the Department of Planning and Development showing a maximum of 15% of the total landscaped area as turf.

Public Works

12. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities. All existing paving damaged or removed by this development

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 109 – SDR -4069

CONDITIONS - Continued:

- shall be restored at its original location and to its original width concurrent with development of this site.
13. Provide a copy of a recorded Joint Access Agreement between the adjoining parcels comprising this site and for use of the private drive known as “Professional Court”, prior to the issuance of any permits.
 14. An update to the previously approved Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any grading or building permits or the submittal of any construction drawings, whichever may occur first. Provide and improve all drainageways as recommended in the approved drainage plan/study.
 15. Site development to comply with all applicable conditions of approval for Z-68-85 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

MASTER SIGN PLAN - PUBLIC HEARING - **MSP-4062** – **APPLICANT/OWNER: SANTA FE STATION, INC.** - Request for amendments to Master Sign Plans MSP-0008-01 and MSP-2881 FOR SIGNS ON THE MOVIE THEATRE ADDITION TO AN EXISTING HOTEL AND CASINO at 4949 North Rancho Drive (APN: 125-34-801-001), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

GREG BORGEL, 300 South 4th Street, appeared on behalf of applicant and accepted all conditions. COUNCILMAN MACK agreed that the proposed signage is appropriate for a major movie theatre.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:44 – 1:45)

3-1486

CONDITIONS:

Planning and Development

1. Conformance with the sign elevations and documentation as submitted in conjunction with this request.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 110 – MSP-4062

CONDITIONS - Continued:

2. All signage shall have proper permits obtained through the Building and Safety Department.
3. Any future amendments to the Master Sign Plan that are in compliance with the requirements of Title 19.14 for the subject zoning district may be reviewed and approved administratively by the Planning and Development Department.

Public Works

4. Site development to comply with all applicable conditions of approval for Zoning Reclassification Z-32-85 and all other subsequent site-related actions.
5. Signs shall not be located within public right-of-way, existing or proposed public sewer or drainage easements, or interfere with Site Visibility Restriction Zones.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VACATION - PUBLIC HEARING - VAC-4011 - APPLICANT/OWNER:
SOUTHWEST HOMES, LIMITED LIABILITY COMPANY - Request for a Petition to vacate U. S. Government Patent Reservations generally located north of Elkhorn Road, west of Campbell Road, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY JENNIFER LAZOVICH, Kummer, Kaempfer, Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of applicant and agreed with staff's recommendation.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:46 – 1:46)

3-1529

CONDITIONS:

1. Development of these sites shall comply with all applicable conditions of approval for Site Development Plan Review SDR-2663 and all other applicable site-related actions.
2. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Relinquishment of Interest.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 111 – VAC-4011

CONDITIONS - Continued:

3. All development shall be in conformance with code requirements and design standards of all City departments.
4. The Order of Relinquishment of Interest shall not be recorded until all of the conditions of approval have been met provided, however, that that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five-foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way or easement being vacated must be retained.
5. If the Order of Relinquishment of Interest is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

VACATION - PUBLIC HEARING - VAC-4012 - APPLICANT: R & S INVESTMENT GROUP - OWNER: DECATUR III, LIMITED LIABILITY COMPANY - Request for a Petition to vacate a public sewer and drainage easement generally located west of Decatur Boulevard, north of Tropical Parkway, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

The applicant was not present.

COUNCILMAN MACK explained that this vacation allows the Unified Commercial Center to be built at the site.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:46 – 1:47)

3-1558

CONDITIONS:

1. Prior to the recordation of an Order of Vacation, an alternate Public Drainage Easement and City of Las Vegas Sewer Easement shall be recorded at a location and design acceptable to the Department of Public Works.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 112 – VAC-4012

CONDITIONS - Continued:

2. Prior to the recordation of an Order of Vacation, all public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation.
3. All development shall be in conformance with code requirements and design standards of all City departments.
4. The Order of Vacation shall not be recorded until all of the conditions of approval have been met provided, however, conditions that require modifications to public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five-foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way being vacated must be retained.
5. If the Order of Vacation is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

VACATION - PUBLIC HEARING - VAC-4041 - APPLICANT/OWNER: RICHMOND AMERICAN HOMES - Request for a Petition to vacate a Bureau of Land Management Right-of-Way Grant generally located east of Cliff Shadows Parkway, south of Gowan Road, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY BOB GRONAUER, 3800 Howard Hughes Parkway, appeared on behalf of the applicant and agreed with staff recommendations.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:47 – 1:48)

3-1596

CONDITIONS:

1. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Relinquishment of Interest.
2. All development shall be in conformance with code requirements and design standards of all City departments.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 113 – VAC-4041

CONDITIONS - Continued:

3. The Order of Relinquishment of Interest shall not be recorded until all of the conditions of approval have been met provided, however, that that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way or easement being vacated must be retained.
4. If the Order of Relinquishment of Interest is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VARIANCE - PUBLIC HEARING - **VAR-3902 - APPLICANT/OWNER: RICHARD AND JILL BURNS** - Appeal filed by the applicant from the Denial by the Planning Commission of a request for a Variance TO ALLOW 25 FOOT FRONT SETBACKS WHERE 30 FEET IS THE MINIMUM SETBACK REQUIRED AND TO ALLOW 25 FOOT REAR SETBACKS WHERE 35 FEET IS THE MINIMUM SETBACK REQUIRED on 9.46 acres on the northwest corner of Maggie Avenue and Coke Street (APN: 125-09-501-002), R-E (Residence Estates) Zone, Ward 6 (Mack). The Planning Commission (5-1 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

5

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

12

RECOMMENDATION:

The Planning Commission (5-1 vote) and staff recommend DENIAL. If Approved, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal Letter filed on Behalf of Applicant

MOTION:

REESE – Motion to Accept the WITHDRAWAL Without Prejudice of Item 124 [ZON-3708], to TABLE Item 149 [GPA-4078] and Item 150 [ZON-4080] and to HOLD IN ABEYANCE Item 114 [VAR-3902] and Item 118 [SUP-3394] to 6/2/2004 and Item 115 [RQR-3930], Item 116 [ROC-4121] and Item 119 [SUP-3972] to 7/7/2004 – UNANIMOUS with Ward 2 seat vacant

MINUTES:

COUNCILMAN MACK asked that Item 114 [VAR-3902] be abeyed to allow the applicant time to meet again with his staff as well as adjacent neighbors. ATTORNEY ANDRAS F. BABERO, appeared on behalf of the applicant and concurred with COUNCILMAN MACK.

(1:04 – 1:06)

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CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - REQUIRED SIX MONTH REVIEW - PUBLIC HEARING - **RQR-3930** - **APPLICANT: NEISSAN KOROGHLI** - **OWNER: FREMONT PLACE, LIMITED LIABILITY COMPANY** - Required Six Month Review of an approved Special Use Permit (U-0106-02) WHICH ALLOWED A LIQUOR ESTABLISHMENT (OFF-PREMISE CONSUMPTION) IN CONJUNCTION WITH AN EXISTING CONVENIENCE STORE/ DELICATESSEN at 228 Las Vegas Boulevard North (APN: 139-34-511-001, 002 and 003), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at City Council – City Attorney’s Office opinion filed under Item 99

MOTION:

REESE – Motion to Accept the **WITHDRAWAL** Without Prejudice of Item 124 [ZON-3708], to **TABLE** Item 149 [GPA-4078] and Item 150 [ZON-4080] and to **HOLD IN ABEYANCE** Item 114 [VAR-3902] and Item 118 [SUP-3394] to 6/2/2004 and Item 115 [RQR-3930], Item 116 [ROC-4121] and Item 119 [SUP-3972] to 7/7/2004 – **UNANIMOUS** with Ward 2 seat vacant

MINUTES:

ROBERT GENZER, Director, Planning and Development Department, questioned whether Item 115 [RQR-3930] should be abeyed since it is related to Item 116 [ROC-4121], which is scheduled for abeyance to 7/7/2004. COUNCILMAN WEEKLY asked if the applicant of Item 115 [RQR-3930] requested abeyance. ATTORNEY JAY BROWN, 520 South 4th Street, appeared on behalf of the applicant, stated that an abeyance was not requested. However, if staff felt an abeyance was necessary, the applicant would concur with that decision. MR. GENZER explained it was not necessary. COUNCILMAN WEEKLY requested both items be held in abeyance until 7/7/2004.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 115 – RQR-3930

MINUTES Continued :

DEPUTY CITY ATTORNEY BRYAN SCOTT reminded MAYOR GOODMAN that although he had indicated in the past that he would be abstaining on Item 118 [SUP-3394] and Item 119 [SUP-3972], he could vote on the motion to abey those items because it was not substantive. MAYOR GOODMAN disclosed that he would be abstaining on Item 115 [RQR-3930] and Item 116 [ROC-4121] because of a business relationship with ATTORNEY JAY BROWN and on Item 117 [RQR-4021], Item 118 [SUP-3394] and Item 119 [SUP-3972] due to the content of the opinion from the City Attorney's office dated May 17, 2004, a copy of which has been filed with the Clerk. MAYOR GOODMAN stated he would be voting on the motion to abey these items.

(1:04 – 1:06)

3-1

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ABEYANCE ITEM - REVIEW OF CONDITION RELATED TO RQR-3930 - PUBLIC HEARING - **ROC-4121** - **APPLICANT: NEISSAN KOROGHLI** - **OWNER: FREMONT PLACE, LIMITED LIABILITY COMPANY** - Request for a Review of Conditions FOR AN APPROVED SPECIAL USE PERMIT (U-0106-02), TO REMOVE CONDITION NOS. 1 THROUGH 4 FOR A LIQUOR ESTABLISHMENT (OFF-PREMISES CONSUMPTION) IN CONJUNCTION WITH AN EXISTING CONVENIENCE STORE/DELICATESSEN at 228 Las Vegas Boulevard North (APN: 139-34-511-001, 002 and 003), C-2 (General Commercial) Zone, Ward 5 (Weekly). Staff recommends DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

Staff recommends DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Abeyance request by Singer & Brown
5. Submitted at City Council – City Attorney’s Office opinion filed under Item 99

MOTION:

REESE – Motion to Accept the **WITHDRAWAL** Without Prejudice of Item 124 [ZON-3708], to **TABLE** Item 149 [GPA-4078] and Item 150 [ZON-4080] and to **HOLD IN ABEYANCE** Item 114 [VAR-3902] and Item 118 [SUP-3394] to 6/2/2004 and Item 115 [RQR-3930], Item 116 [ROC-4121] and Item 119 [SUP-3972] to 7/7/2004 – **UNANIMOUS** with Ward 2 seat vacant

MINUTES:

ROBERT GENZER, Director, Planning and Development Department, questioned whether Item 115 [RQR-3930] should be abeyed since it is related to Item 116 [ROC-4121], which is scheduled for abeyance to 7/7/2004. COUNCILMAN WEEKLY asked if the applicant of Item 115 [RQR-3930] requested abeyance. ATTORNEY JAY BROWN, 520 South 4th Street, appeared on behalf of the applicant, stated that an abeyance was not requested. However, if staff felt an abeyance was necessary, the applicant would concur with that decision. MR. GENZER explained it was not necessary. COUNCILMAN WEEKLY requested both items be held in abeyance until 7/7/2004.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 116 – ROC-4121

MINUTES Continued:

DEPUTY CITY ATTORNEY BRYAN SCOTT reminded MAYOR GOODMAN that although he had indicated in the past that he would be abstaining on Item 118 [SUP-3394] and Item 119 [SUP-3972], he could vote on the motion to abey those items because it was not substantive. MAYOR GOODMAN disclosed that he would be abstaining on Item 115 [RQR-3930] and Item 116 [ROC-4121] because of a business relationship with ATTORNEY JAY BROWN and on Item 117 [RQR-4021], Item 118 [SUP-3394] and Item 119 [SUP-3972] due to the content of the opinion from the City Attorney's office dated May 17, 2004, a copy of which has been filed with the Clerk. MAYOR GOODMAN stated he would be voting on the motion to abey these items.

(1:04 – 1:06)

3-1

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

REQUIRED ONE YEAR REVIEW - PUBLIC HEARING - **RQR-4021** - **APPLICANT: CLEAR CHANNEL OUTDOOR - OWNER: JEANNE LEVY FAMILY TRUST** - Appeal filed by the applicant from the Denial by Planning Commission of a required One Year Review of an approved Special Use Permit (U-0107-90) WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2921 West Sahara Avenue (APN: 162-08-501-001), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-1 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (5-1 vote) and staff recommend DENIAL. If Approved, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal Letter filed by Clear Channel Outdoor
5. Submitted at City Council – City Attorney’s Office opinion filed under Item 99

MOTION:

MONCRIEF – APPROVED subject to conditions – **UNANIMOUS** with **GOODMAN** abstaining due to common properties owned with the Levy Family Trust and because his law firm is involved with negotiations concerning advertising billboard sites and Ward 2 seat vacant

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

RON MOYER, Clear Channel Outdoor, told the Council the applicant strongly disagreed with the staff recommendation of denial and requested approval. He explained the billboard has been in its current, primarily commercial location since 1991 and that no substantial changes have occurred in the area since that time. He emphasized that the owner keeps the property well maintained, landscaped and the area clean of graffiti.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 117 – RQR-4021

MINUTES - Continued:

ROBERT GENZER, Director, Planning and Development Department, confirmed that the billboard has been in this location since 1991. However, the Planning Department has consistently recommended denial since the first application because of its proximity to a residential zone. Code states a billboard shall not be within 300 feet of residentially-zoned property and this billboard is within 70 feet. MR. GENZER agreed that there have been no significant changes in this area or in the Planning Department's position.

ANDREW LEVY appeared on behalf of the owner and explained the property is maintained and is in a commercial area. The owner acknowledged an issue with graffiti and indicated he paints over the walls at least once a month to keep the property clean. He reminded Council that no responses were received when the notification letters were mailed out. MR. LEVY indicated it would be a penalty to the owner to remove the sign and that the sign does not hurt the neighborhood.

COUNCILWOMAN MONCRIEF appreciated staff's explanation of the denial recommendation. She explained that she has driven past the sign numerous times and that the sign does seem to fit into the neighborhood. It has been there for 14 years, the area is highly commercial, and she has not received calls or complaints about the sign. She took the opportunity to thank Clear Channel for removing a billboard of questionable content from Charleston and Rancho.

COUNCILMAN BROWN asked DEPUTY CITY ATTORNEY BRYAN SCOTT if the Council was compromising the City's authority by continuing to approve one-year reviews when nothing in the area has changed significantly. DEPUTY CITY ATTORNEY SCOTT replied that it does put the City in a difficult position should the Council decide to have the sign removed. It would be difficult to justify why the billboard should change if nothing around it has changed. However, in this instance, the sign is nonconforming at this time, and it is a Special Use Permit, which is discretionary. COUNCILMAN BROWN acknowledged the efforts of the billboard industry in working with the City to insure billboard content is appropriate to the location of the billboard.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:48 – 1:57)

3-1669

CONDITIONS:

Planning and Development

1. The Special Use Permit shall be reviewed in five (5) years at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 117 – RQR-4021

CONDITIONS - Continued:

2. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
3. Only one advertising sign is permitted per sign face.
4. If the existing off-premise advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 of the Las Vegas Municipal Code including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.
5. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3394 - LAS VEGAS BILLBOARDS ON BEHALF OF WEST SAHARA ASSOCIATES, LIMITED PARTNERSHIP - Appeal filed by LAS Consulting, Inc. from the Denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN adjacent to the northeast corner of Torrey Pines Drive and Sahara Avenue (APN: 163-02-816-001), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) recommends DENIAL. Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

3

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) recommends DENIAL. Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter submitted by LAS Consulting, Inc.
5. Submitted after final agenda – Abeyance request by Singer & Brown
6. Submitted at City Council – City Attorney’s Office opinion filed under Item 99

MOTION:

REESE – Motion to Accept the WITHDRAWAL Without Prejudice of Item 124 [ZON-3708], to TABLE Item 149 [GPA-4078] and Item 150 [ZON-4080] and to HOLD IN ABEYANCE Item 114 [VAR-3902] and Item 118 [SUP-3394] to 6/2/2004 and Item 115 [RQR-3930], Item 116 [ROC-4121] and Item 119 [SUP-3972] to 7/7/2004 – UNANIMOUS with Ward 2 seat vacant

MINUTES:

DEPUTY CITY ATTORNEY BRYAN SCOTT reminded MAYOR GOODMAN that although he had indicated in the past that he would be abstaining on Item 118 [SUP-3394] and Item 119 [SUP-3972], he could vote on the motion to abey those items because it was not substantive. MAYOR GOODMAN disclosed that he would be abstaining on Item 115 [RQR-3930] and Item 116 [ROC-4121] because of a business relationship with ATTORNEY JAY BROWN and on Item 117 [RQR-4021], Item 118 [SUP-3394] and Item 119 [SUP-3972] due to the content of the

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 118 – SUP-3394

MINUTES - Continued:

opinion from the City Attorney's office dated May 17, 2004, a copy of which has been filed with the Clerk. MAYOR GOODMAN stated he would be voting on the motion to abey these items.

(1:04 – 1:06)

3-1

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3972 -
APPLICANT: REAGAN NATIONAL ADVERTISING - OWNER: RITA QUAM FAMILY TRUST - Appeal filed by the applicant from the Denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 6750 West Sahara Avenue (APN: 163-02-415-012), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-2 vote) recommends DENIAL. Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

01

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (5-2 vote) recommends DENIAL. Staff recommends APPROVAL

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal Letter filed by Singer & Brown
5. Submitted after final agenda – Abeyance request by Singer & Brown
6. Submitted after final agenda – Protest letter from Rainbow Sahara Center #2, Inc.
7. Submitted at City Council – City Attorney’s Office opinion filed under Item 99

MOTION:

REESE – Motion to Accept the WITHDRAWAL Without Prejudice of Item 124 [ZON-3708], to TABLE Item 149 [GPA-4078] and Item 150 [ZON-4080] and to HOLD IN ABEYANCE Item 114 [VAR-3902] and Item 118 [SUP-3394] to 6/2/2004 and Item 115 [RQR-3930], Item 116 [ROC-4121] and Item 119 [SUP-3972] to 7/7/2004 – UNANIMOUS with Ward 2 seat vacant

MINUTES:

DEPUTY CITY ATTORNEY BRYAN SCOTT reminded MAYOR GOODMAN that although he had indicated in the past that he would be abstaining on Item 118 [SUP-3394] and Item 119 [SUP-3972], he could vote on the motion to abey those items because it was not substantive. MAYOR GOODMAN disclosed that he would be abstaining on Item 115 [RQR-3930] and Item 116 [ROC-4121] because of a business relationship with ATTORNEY JAY BROWN and on Item 117 [RQR-4021], Item 118 [SUP-3394] and Item 119 [SUP-3972] due to the content of the opinion from the City Attorney’s office dated May 17, 2004, a copy of which has been filed with

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 119 – SUP-3972

MINUTES - Continued:

the Clerk. MAYOR GOODMAN stated he would be voting on the motion to abey these items.

(1:04 – 1:06)

3-1

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3986 -
APPLICANT: MUSTAFA KAVRUKLAR - OWNER: RITA QUAM FAMILY TRUST -
 Request for a Special Use Permit and a Waiver from the 400-foot distance separation requirement from an existing church FOR A SUPPER CLUB located at 6750 West Sahara Avenue (APN: 163-02-415-012), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MONCRIEF – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

RITA QUAM, 8621 Robinson Ridge Drive, requested approval for a supper club. MUSTAFA KAVRUKLAR, applicant, informed Council that regardless of disagreements with MS. QUAM, he was requesting approval of the Special Use Permit.

Confused by comments from the owner and the applicant, MAYOR GOODMAN asked for clarification. COUNCILWOMAN MONCRIEF explained that the item is a land use issue and although there are potential problems between the owner and the applicant, as far as who will occupy the proposed supper club, they do not affect the use of the land and that is what the Council would be voting upon. DEPUTY CITY ATTORNEY BRYAN SCOTT and MAYOR GOODMAN made sure the applicant was aware that the Council's vote related to the land use as a supper club and that the vote goes with the land, not the applicant. MR. KAVRUKLAR explained that he understood and would appreciate approval.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 120 – SUP-3986

MINUTES – Continued:

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:57 – 2:00)

3-1988

CONDITIONS:

Planning and Development

1. Conformance to all Minimum Requirements under Title 19.04.050 for the Supper Club use.
2. Approval of and conformance to the Conditions of Approval for Rezoning (Z-0045-88).
3. This Special Use Permit shall expire one year from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
4. All City Code requirements and design standards of all City departments must be satisfied.
5. A Waiver to the 400-foot separation distance from a church is approved.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - **SUP-3653** -
APPLICANT: SHADOW HILLS PLAZA, LIMITED LIABILITY COMPANY - Request
for a Special Use Permit FOR A LIQUOR ESTABLISHMENT, OFF-PREMISE
CONSUMPTION in conjunction with a proposed 39,960 square-foot Grocery Store adjacent to
the northwest corner of Cheyenne Avenue and Shady Timber Street (APN: 137-12-401-030 and
022; 137-12-801-001), U (Undeveloped) Zone [PCD (Planned Community Development)
General Plan Designation] under Resolution of Intent to PD (Planned Development) Zone [VC
(Village Commercial) Lone Mountain Special Land Use Designation], Ward 4 (Brown). The
Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open on Item 121 [SUP-3653] and Item 122 [SDR-3651].

ATTORNEY JENNIFER LAZOVICH, Kummer, Kaempfer, Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant and concurred with staff recommendations. She informed Council that after meeting with members of the neighborhood, some additional conditions had been agreed upon and that she wanted to read them into the record.

She explained that one of the main concerns was regarding the traffic impact that the proposed development would have on Shady Timber Street. A new site development plan was given to staff, which changed the truck delivery route from Shady Timber Street to Cheyenne Avenue. MAYOR GOODMAN had ATTORNEY LAZOVICH read the conditions into the record.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 121 – SUP-3653

MINUTES Continued:

HAROLD MANN, 10123 Donald Weese Court, opposed the application primarily due to a traffic concern. He explained that the stoplights required to support the traffic increase of the proposed development would cause traffic backup onto the I215 freeway. He also expressed concern over the affect the development would have on wildlife.

COUNCILMAN MACK questioned if Cheyenne Avenue was designated as a super arterial and planned to have a width that could accommodate large capacity traffic. BART ANDERSON, Project Engineer, Public Works Department, answered that Cheyenne Avenue is currently designed as a 100-foot arterial, and, in a recent charette, it was identified as a potential super arterial. MR. ANDERSON explained that because the interchange at the I215 freeway is not fully constructed, there are challenges to traffic that can not be resolved until development occurs and signalization can continue.

MICHAEL GITTINGS, 3455 Erva Street, stated he was against approval because as a representative of the United Food and Commercial Workers 711, he could not support a Walmart. MR. GITTINGS explained that because of Wal-Mart's pay scale and lack of benefits, Nevada taxpayers would end up paying for Wal-Mart employee's healthcare.

SUSAN HILO, resident of Shadow Hills, appeared in support indicating that if a Wal-Mart went into the plaza, it would most likely result in a bus stop being built closer to her home and she would not have to walk so far to get home.

JOHNNY VENTURA, 601 Raintree Lane, spoke in favor explaining a Wal-Mart would bring jobs to the area and jobs mean income.

COUNCILMAN BROWN had ATTORNEY LAZOVICH read the additional conditions again and asked staff if there were any conflicts to existing conditions. DAVID CLAPSADDLE, Planning Supervisor, Planning and Development Department, replied that staff would suggest changing the six-month review to be based on the certificate of occupancy for the grocery store, not the date of opening. ATTORNEY LAZOVICH agreed. DEPUTY CITY ATTORNEY BRYAN SCOTT wanted to clarify the word access. It was agreed that the condition would be amended to say enter and exit instead of access. It was also agreed that the monument signage would be restricted to an eight-foot height.

COUNCILMAN BROWN explained that the Council was approving a 39,000 square foot grocery store usage only. The Council's vote would not determine which type of company would occupy the store. He acknowledged the traffic concerns and explained that the City would monitor traffic closely, especially with Conner Elementary opening this fall. Regarding truck traffic on Cheyenne, COUNCILMAN BROWN explained the I215 is the designated truck route. However, delivery trucks may use the Cheyenne corridor to get to a construction site or for store delivery. He stated that the City is comfortable with the traffic study and the double light

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 121 – SUP-3653

MINUTES Continued:

situation should function well in handling traffic and that the signal lights will be monitored as well. He thanked the applicant and staff for working on this project.

Regarding the comments of MR. GITTINGS, MAYOR GOODMAN stated that he understands the argument pertaining to the working conditions, salary and lack of benefits of Wal-Mart and he suggested the Nevada Development Authority examine the issue. He requested that MR. GITTINGS keep the Council informed on the topic.

MAYOR GOODMAN declared the Public Hearing closed on Item 121 [SUP-3653] and Item 122 [SDR-3651].

NOTE: All discussion for Item 121 [SUP-3653] and Item 122 [SDR-3651] was held under Item 121 [SUP-3653].

(2:00 – 2:26)

3-2150

CONDITIONS:

Planning and Development

1. Conformance to all Minimum Requirements under Title 19.04.050 for Liquor Establishment (Off-Premise) use.
2. Approval of and conformance to the Conditions of Approval for Rezoning (Z-0033-97) and Site Development Plan Review SDR-3651.
3. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
4. All City Code requirements and design standards of all City departments must be satisfied.
5. Approval of this Special Use Permit does not constitute approval of a liquor license.
6. The sale of alcoholic beverages shall be limited to the sale of beer and wine only.
7. The sale of individual containers of any size of beer, wine coolers or screw cap wine is prohibited. All such products shall remain in their original configurations as shipped by the manufacturer. Further, no repackaging of containers into groups smaller than the original shipping container size shall be permitted.
8. This business shall operate in conformance to Chapter 6.50 of the City of Las Vegas Municipal Code.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-3653 - PUBLIC HEARING - **SDR-3651 - APPLICANT: SHADOW HILLS PLAZA, LIMITED LIABILITY COMPANY** - Request for a Site Development Plan Review and a Waiver of the foundation landscaping buffer FOR A PROPOSED 87,790 SQUARE-FOOT RETAIL CENTER on 11.73 acres adjacent to the northwest corner of Cheyenne Avenue and Shady Timber Street (APN: 137-12-401-030 and 022; 137-12-201-001), U (Undeveloped) Zone [PCD (Planned Community Development) general plan designation] under Resolution of Intent to PD (Planned Development) Zone [VC (Village Commercial) Lone Mountain special land use designation], Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

2

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions and added conditions to read:

- *No signage on the east side of the Neighborhood Market.*
- *Monument signage shall be permitted to a maximum height of eight feet and only on Shady Timber Street.*
- *All truck traffic shall enter and exit the commercial site via Cheyenne Avenue.*
- *There shall be no truck delivery traffic on Shady Timber Street.*
- *A cart containment system shall be used to insure that shopping carts do not leave the commercial center.*
- *There shall be 36-inch box evergreen trees planted within the landscape buffer area between the northern property line and the northern most property driveway on Shady Timber Street.*
- *There shall be a six-month review from the issuance of Certificate of Occupancy for the grocery store to review the truck delivery operation.*
- *Compliance with site plan revised on 5/19/2004.*

– UNANIMOUS with Ward 2 seat vacant

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 122 – SDR-3651

MINUTES:

NOTE: See Item 121 [SUP-3653] for related discussion.

(2:00 – 2:26)

3-2150

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
3. Separate site plan review is required for Pad Sites “A” thru “H”. Each individually submitted site plan application must independently comply with all applicable Title 19 and Lone Mountain Master Plan standards prior to approval.
4. The site plan shall be revised and approved by Planning and Development Department prior to the time application is made for a building permit, to depict the addition of an outdoor Employee Patio Area as outlined in Section 5.3.5 of the Lone Mountain Master Plan, a revised parking analysis and building area total.
5. Prior to the submittal of a building permit, the applicant shall meet with the Planning and Development Department to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
6. The landscape plan shall be revised and approved by the Planning and Development Department, prior to the time application is made for a building permit, to show a minimum 20 foot wide landscape planter along Shady Timber Street and the east 200 feet of frontage along Cheyenne Avenue, to the first driveway with planting material in accordance to Code standards and parking lot landscaping planters placed every sixth space within a parking row and an eight foot high perimeter screen wall as required by Title 19.12.
7. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
8. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 122 – SDR-3651

CONDITIONS - Continued:

9. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
10. A Master Sign Plan shall be submitted for approval of the Planning Commission or City Council prior to the issuance of a Certificate of Occupancy for any building on the site.
11. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
12. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
13. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
14. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The Design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
15. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

16. Dedicate 30 feet of right-of-way adjacent to this site for Shady Timber Street and an additional 5 feet of right-of-way for a total radius of 25 feet on the northwest corner of Cheyenne Avenue and Shady Timber Street. In addition, grant a traffic chord easement on the northwest corner of Cheyenne Avenue and Shady Timber Street. Additional right-of-way dedications per Standard Drawing #201.1 and #234 shall be shown, unless specifically not required by the update to the Traffic Impact Analysis.
17. Construct half-street improvements including appropriate overpaving on Shady Timber Street adjacent to this site concurrent with the first phase of development anywhere on this site. Construct all incomplete half-street improvements on Cheyenne Avenue adjacent to this site concurrent with development of this site. Extend all required

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 122 – SDR-3651

CONDITIONS - Continued:

- underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the boundaries of this site prior to construction of hard surfacing (asphalt or concrete). Coordinate with Clark County Public Works for all improvements within the Cheyenne Avenue/I-215 Beltway interchange right-of-way.
18. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site. All proposed driveways or modifications to existing driveways shall be designed, located and constructed in accordance with Standard Drawing #222a.
 19. A Master Streetlight Plan must be submitted and approved prior to the submittal of any construction drawings for this site.
 20. The site shall be designed to prohibit heavy delivery trucks from using Shady Timber Street. The applicant shall ensure that this restriction is observed by heavy delivery vehicles.
 21. Landscape and maintain all unimproved rights-of-way on Shady Timber Street and Cheyenne Avenue adjacent to this site.
 22. Submit an Encroachment Agreement for all landscaping and private improvements located in the Shady Timber Street and Cheyenne Avenue public rights-of-way adjacent to this site prior to occupancy of this site.
 23. Grant pedestrian walkway easements for all public sidewalks not located within public right-of-way.
 24. An update to the previously approved Lone Mountain Master Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, or the recordation of a Final Map for this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Final Map for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 and #234.2 to determine additional right-of-way requirements adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 shall be dedicated prior to or concurrent with the commencement of on-site

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 122 – SDR-3651

CONDITIONS - Continued:

development activities unless specifically noted as not required in the approved Traffic Impact Analysis. We note that new traffic signals are proposed at Shady Timber Street and the southern driveway access to this site. The Public Works Department may support the proposed traffic signals provided that the intersections meet warrants. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

25. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.
26. Site development to comply with all applicable conditions of approval for rezoning application Z-33-97, the Lone Mountain Development Master Plan, and all other applicable site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT - PUBLIC HEARING - SUP-4046 - APPLICANT: GARY AND GINA SHANKS - OWNERS: MACK SMITH, JR. AND BOOKER T. BURNEY - Request for a Special Use Permit FOR OPEN AIR VENDING at 1000 North Martin L King Boulevard (APN: 139-28-604-006), C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
 City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
 City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

NOTE: COUNCILMAN REESE disclosed that he knows MACK SMITH, JR. and BOOKER T. BURNEY. He has not spoken with them about this item, it would not affect or influence him and he would be voting on the matter.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

The applicant was not present.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.
 (2:26 – 2:28)

3-3440

CONDITIONS:

Planning and Development

1. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 123 – SUP-4046

CONDITIONS - Continued:

2. All City Code requirements and design standards of all City departments must be satisfied.
3. This business shall operate in conformance to Chapter 6.50 of the City of Las Vegas Municipal Code.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - REZONING - PUBLIC HEARING - **ZON-3708** -
APPLICANT/OWNER: EMERALD CREST HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: R-1 (Single-Family Residential) TO: R-3 (Medium Density Residential) on 0.29 acres adjacent to the northeast corner of Torrey Pines Drive and Garwood Avenue (APN: 138-35-517-001), Ward 1 (Moncrief). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

8

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Request for Withdrawal without prejudice by Vornsand Consulting

MOTION:

REESE – Motion to Accept the WITHDRAWAL Without Prejudice of Item 124 [ZON-3708], to TABLE Item 149 [GPA-4078] and Item 150 [ZON-4080] and to HOLD IN ABEYANCE Item 114 [VAR-3902] and Item 118 [SUP-3394] to 6/2/2004 and Item 115 [RQR-3930], Item 116 [ROC-4121] and Item 119 [SUP-3972] to 7/7/2004 – UNANIMOUS with Ward 2 seat vacant

MINUTES:

There was no discussion.

(1:04 – 1:06)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REZONING - PUBLIC HEARING - **ZON-4013** - **APPLICANT/OWNER: CLIFFS EDGE, LIMITED LIABILITY COMPANY** - Request for a Rezoning FROM: U (UNDEVELOPED) [PCD (PLANNED COMMUNITY DEVELOPMENT) GENERAL PLAN DESIGNATION] TO: PD (PLANNED DEVELOPMENT) on 2.5 acres located adjacent to the northeast corner of Bath Drive and Michelli Crest Way (APN: 126-24-701-003), Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY MARK FIORENTINO, Kummer, Kaempfer, Bonner & Renshaw, and CALVIN CHAMPLIN, appeared on behalf of the applicant and concurred with recommendations.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(2:28 – 2:29)

3-3551

CONDITIONS:

Planning and Development

1. A Site Development Plan Review application approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 125 – ZON-4013

CONDITIONS - Continued:

2. Conformance to the Cliff's Edge Master Development Plan and Design Guidelines.

Public Works

3. Upon development of this parcel as a part of Cliff's Edge Master Development Plan, additional dedication and/or vacations of rights-of-way may be required according to the approved development guidelines for Cliff's Edge and to City of Las Vegas standards.
4. Requirements for construction of street improvements on Bath Drive and Michelli Crest Way adjacent to this site shall be determined at the time of development of this site.
5. This site shall be included within the master sewer, drainage, and traffic studies for Cliff's Edge Master Development Plan and also within any additional design plans/studies submitted to the City of Las Vegas for review that include this parcel. The final design and conditions for this site within the Cliff's Edge Master Development Plan shall be determined at the time of approval of site-specific actions associated with this parcel.
6. Site development to comply with Cliff's Edge Development Standards, Design Guidelines and Development Agreement, and all other applicable site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REZONING - PUBLIC HEARING - **ZON-4014** - **APPLICANT: AHERN RENTALS** - **OWNER: NEVADA DEPARTMENT OF TRANSPORTATION** - Request for a Rezoning FROM: C-2 (GENERAL COMMERCIAL) TO: C-M (COMMERCIAL/INDUSTRIAL) on 1.7 acres at 1915 West Bonanza Road (APN: 139-28-401-024), Ward 5 (Weekly). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

RECOMMENDATION:

The Planning Commission (4-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions, deleting Condition 3 and deleting the final paragraph of Condition 4 in its entirety – UNANIMOUS with Ward 2 seat vacant

NOTE: COUNCILMAN REESE disclosed that he is financing a tractor purchased at Ahern in St. George through a company called Kubota. It was verified with MR. BILYEU that Kubota is not a subsidiary of Ahern. DEPUTY CITY ATTORNEY BRYAN SCOTT clarified that as long as there was not a contractual relationship between COUNCILMAN REESE and Ahern directly, the COUNCILMAN would be able to vote on this matter.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open on Item 126 [ZON-4014] and Item 127 [SDR-4015].

BRUCE BILYEU, 1611 West Bonanza, appeared on behalf of applicant. He questioned conditions regarding flood control that were discussed at the Planning Commission. BART ANDERSON, Engineering Project Manager, Department of Public Works, explained that there were meetings held subsequent to the Planning Commission and flood control conditions were discussed and revised. As a result, Public Works recommended the deletion of Condition 3 and of the last paragraph of Condition 4 on Item 126 [ZON-4014].

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 126 – ZON-4014

MINUTES – Continued:

MR. BILYEU requested a waiver on the conditions requiring the installation of a block wall along the rear property line, and the installation of a block wall and landscaping along the east side of the property line. He asked if a block wall was required to be installed in an area he referenced on the overhead. ROBERT GENZER, Director, Planning and Development Department, explained the applicant might have been confused by Condition 10 of Item 127 [SDR-4015], which pertained to decorative property line walls. MR. GENZER clarified that the condition does not require new walls to be installed at this time. However, should new walls be built, they must conform to Condition 10. MR. BILYEU stated that he was sure a condition was discussed during the Planning Commission meeting that required the installation of a new block wall on the property line. To eliminate the confusion, MR. GENZER suggested Condition 10 of Item 127 [SDR-4015] be amended to include verbiage clarifying that the condition only applied if a new wall was built. MR. BILYEU confirmed with staff that all existing walls could remain and that there were no conditions requiring the applicant to build new walls.

COUNCILMAN WEEKLY commented that he was familiar with the project and the uncertainty involved with the development of the expansion project near it. Therefore, he did not have a problem in waiving the landscape requirement along the freeway, if staff concurred. MR. GENZER stated the only landscaping requirement he noted in the conditions was on Bonanza Road. COUNCILMAN WEEKLY thanked the applicant for working with staff and said they were a great addition to the neighborhood.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed on Item 126 [ZON-4014] and Item 127 [SDR-4015].

NOTE: All discussion for Item 126 [ZON-4014] and Item 127 [SDR-4015] was held under Item 126 [ZON-4014].

(2:29 – 2:37)

3-3613/4-1

CONDITIONS:

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. A Site Development Plan Review (SDR-4015) application approved by the Planning Commission or City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 126 – ZON-4014

CONDITIONS - Continued:

3. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City Standards concurrent with development of this site. All new or modifications to existing driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
4. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

We note that the property on which this development is located is within a Federal Emergency Management Act (FEMA) Flood Zone. A Conditional Letter of Map Revision (CLOMR) is required to be filed with FEMA prior to obtaining permits. In addition, a Letter of Map Revision (LOMR) must be filed with FEMA once the project is constructed. Prior to obtaining permits, a bond of \$25,000 must be posted with the City of Las Vegas for the LOMR. The approved LOMR must be submitted to the City of Las Vegas prior to the release of the bond.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-4014 - PUBLIC HEARING - **SDR-4015 - APPLICANT: AHERN RENTALS - OWNER: NEVADA DEPARTMENT OF TRANSPORTATION** - Request for a Site Development Plan Review FOR A PROPOSED AUTO PAINT & BODY REPAIR SHOP AND A WAIVER OF LANDSCAPE STANDARDS on 1.7 acres at 1915 West Bonanza Road (APN: 139-28-401-024), C-2 (General Commercial) Zone [PROPOSED: C-M (Commercial/Industrial)], Ward 5 (Weekly). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

RECOMMENDATION:

The Planning Commission (4-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions and amending Condition 10 as follows:

10. *If a wall is constructed along any property line it shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.*

– UNANIMOUS with Ward 2 seat vacant

MINUTES:

NOTE: See Item 126 [ZON-4014] for all related discussion.

(2:29 – 2:37)

3-3613/4-1

CONDITIONS:

Planning and Development

1. A revised site plan that shows setbacks and parking that are in conformance with Title 19 shall be submitted to the Planning and Development Department prior to issue of building permits.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 127 – SDR-4015

CONDITIONS - Continued:

2. A Rezoning (ZON-4014) to a C-M (Commercial/Industrial) Zoning District approved by the City Council.
3. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
4. All development shall be in conformance with the site plan and building elevations, date stamped 05/19/04, except as amended by conditions herein.
5. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect a minimum of 24-inch box trees planted a maximum of 20 feet on-center and a minimum of four five-gallon shrubs for each tree within provided in the landscape along Bonanza Road.
6. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems should be cause for revocation of a business license.]
7. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
8. Parking lot lighting standards shall be no more than 30 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
10. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
11. All City Code requirements and design standards of all City departments must be satisfied.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 127 – SDR-4015

CONDITIONS - Continued:

12. Prior to the issuance of building permits, a revised landscape plan must be submitted to and approved by the Department of Planning and Development showing a maximum of 15% of the total landscaped area as turf.

Public Works

13. Landscape and maintain all unimproved rights-of-way on Bonanza Road adjacent to this site.
14. Submit an Encroachment Agreement for all landscaping and private improvements located in the Bonanza Road public right-of-way adjacent to this site prior to occupancy of this site.
15. Site development to comply with all applicable conditions of approval for ZON-4014 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REZONING - PUBLIC HEARING - ZON-4059 - APPLICANT/OWNER: ROMAN CATHOLIC BISHOP OF LAS VEGAS - Request for a Rezoning FROM: R-3 (MEDIUM DENSITY RESIDENTIAL) and R-4 (HIGH DENSITY RESIDENTIAL) TO: C-V (CIVIC) on 2.69 acres at 220 North 14th Street (APN: 139-35-212-022, 053 and 054, 139-35-310-057,058, 059, 060, 067, 068, 069, 071 and 072), Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions – UNANIMOUS with BROWN abstaining because he recently was appointed to the Board of Trustees of Catholic Charities of Southern Nevada and Ward 2 seat vacant

NOTE: MAYOR GOODMAN disclosed that BISHOP PEPE is a personal friend; however, it would not affect his ability to vote on these matters.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open on Item 128 [ZON-4059] and Item 129 [SDR-4107].

ERNIE FREGGIARO, Integrity Engineering, 2480 East Tompkins, appeared on behalf of applicant, thanked staff members and COUNCILMAN WEEKLY and requested approval. COUNCILMAN WEEKLY commended the Bishop on his vision for this project. MR. FREGGIARO congratulated COUNCILMAN BROWN on his appointment and stated he did not think the Councilman was required to abstain.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 128 – ZON-4059

MINUTES – Continued:

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed on Item 128 [ZON-4059] and Item 129 [SDR-4107].

NOTE: All discussion on Item 128 [ZON-4059] and Item 129 [SDR-4107] was held under Item 128 [ZON-4059].

(1:34 – 1:38)

4-235

CONDITIONS:

Planning and Development

1. Site development to comply with all applicable conditions of approval for SDR-4107 and all other site-related actions.
2. A Resolution of Intent with a two-year time limit.

Public Works

3. Dedicate 20-foot radius corners at the southeast corner of Stewart Avenue & 14th Street and the southwest corner of Stewart Avenue & 15th Street. Dedicate 15-foot radius corners at the northeast corner of Ogden Avenue & 14th Street and the northwest corner of Ogden Avenue & 15th Street. Dedicate radii prior to issuance of any permits.
4. Construct all incomplete half-street improvements adjacent to this site concurrent with development of this site.
5. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City Standards concurrent with development of this site.
6. A Petition of Vacation for the purpose of vacating the public alley in a manner acceptable to the Department of Public Works, such as VAC-2337, must be approved and shall record prior to the issuance of any permits overlying or abutting the area to be vacated. If the Order of Vacation is not recorded a new Site Development Plan shall be submitted acknowledging the public alley within the boundaries of this site.
7. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, or the submittal of any construction drawings. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 128 – ZON-4059

CONDITIONS - Continued:

permits for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, or compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

8. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-4059 - PUBLIC HEARING - **SDR-4107 - APPLICANT/OWNER: ROMAN CATHOLIC BISHOP OF LAS VEGAS** - Request for a Site Development Plan Review FOR A CHURCH on 2.69 acres at 220 North 14th Street (APN: 139-35-212-022, 053 and 054, 139-35-310-057,058, 059, 060, 067, 068, 069, 071 and 072), R-3 (Medium Density Residential) and R-4 (High Density Residential) Zones [PROPOSED: C-V (Civic)], Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions – UNANIMOUS with BROWN abstaining because he recently was appointed to the Board of Trustees of Catholic Charities of Southern Nevada and Ward 2 seat vacant

NOTE: MAYOR GOODMAN disclosed that BISHOP PEPE is a personal friend; however, it will not affect his ability to vote on these matters.

MINUTES:

NOTE: See Item 128 [ZON-4059] for related discussion.

(1:34 – 1:38)

4-235

CONDITIONS:

Planning and Development

1. The landscape plan shall be revised and approved by the Planning and Development Department prior to the time application is made for a building permit, to reflect one landscaped finger per six parking spaces, one 24 inch box tree per finger with 4 – one gallon and 4- five gallon shrubs per finger and a maximum of 12.5% of the total landscaped area of the site as turf.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 129 – SDR-4107

CONDITIONS - Continued:

2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan and building elevations, date stamped 5/19/04, except as amended by conditions herein.
4. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
5. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
6. Parking lot lighting standards shall be no more than 30 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
7. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
8. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

9. Coordinate with the City Surveyor to determine whether a Reversionary Map or other map is necessary; if such map is required, it should record prior to the issuance of any permits for this site.
10. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A. We note that the southern driveways do not meet 222A criteria and must be approved as a deviation or redesigned to meet current standards.
11. Landscape and maintain all unimproved right(s)-of-way, if any, on Stewart Avenue, Ogden Avenue 14th Street and 15th Street adjacent to this site.
12. Submit an Encroachment Agreement for all landscaping and private improvements, if any, located in the Stewart Avenue, Ogden Avenue 14th Street and 15th Street public right-of-way adjacent to this site prior to occupancy of this site.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 129 – SDR-4107

CONDITIONS - Continued:

13. Site development to comply with all applicable conditions of approval for Zoning Reclassification ZON-4059 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REZONING - PUBLIC HEARING - **ZON-4066 – APPLICANT/OWNER: TREASURE LAND DEVELOPMENT COMPANY, LIMITED LIABILITY COMPANY** - Request for a Rezoning FROM: U (UNDEVELOPED) [R (RURAL DENSITY RESIDENTIAL) GENERAL PLAN DESIGNATION] TO: R-D (SINGLE FAMILY RESIDENTIAL - RESTRICTED) on 2.93 acres adjacent to the southeast corner of Washburn Road and Maverick Street (APN: 125-35-701-001, 002 and 003), Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open on Item 130 [ZON-4066], Item 131 [SUP-4128] and Item 132 [VAC-4068].

PAULETTE CAROLIN, Aztec Engineering, 3320 Buffalo Drive, Suite 106, appeared on behalf of the applicant, concurred with staff recommendations and requested approval.

DEE DAVIS, 5078 North Maverick, and the owner of the property at 5130 North Maverick, appeared in support and stated the use is compatible. MAYOR GOODMAN said that he is glad when the applicant, the neighbors, the City staff and Council can work together and be happy with a project.

COUNCILMAN MACK appreciated the applicant and neighbors working together for the benefit of all.

No one appeared in opposition.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 130 – ZON-4066

MINUTES – Continued:

MAYOR GOODMAN declared the Public Hearing closed on Item 130 [ZON-4066], Item 131 [SUP-4128] and Item 132 [VAC-4068].

NOTE: All discussion on Item 130 [ZON-4066], Item 131 [SUP-4128] and Item 132 [VAC-4068] was held under Item 130 [ZON-4066].

(2:40 – 2:44)

4-335

CONDITIONS:

Planning and Development

1. A resolution of intent with a two-year time limit.
2. The developer shall record a deed restriction on all lots limiting the height of any structures to one-story.
3. This property shall be limited to a total of six developable residential lots, as shown on the site plans submitted with this rezoning request.
4. All lots shall have a minimum net lot size of 18,500 square feet.
5. The keeping of horses shall be permitted as allowed by City Codes currently in effect and any subsequent amendments.

Public Works

6. Petition of Vacation, VAC-4068, that includes the southern most 10 feet of Washburn Road must record prior to the recordation of a Final Map for this site.
7. Construct half-street improvements including appropriate overpaving on Washburn Road and Maverick Street adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the eastern and southern boundaries of this site prior to construction of hard surfacing (asphalt or concrete).
8. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 130 – ZON-4066

CONDITIONS - Continued:

such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SPECIAL USE PERMIT RELATED TO ZON-4066 - PUBLIC HEARING - SUP-4128 -
APPLICANT/OWNER: TREASURE LAND DEVELOPMENT COMPANY, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR PRIVATE STREETS on 2.93 acres adjacent to the southeast corner of Washburn Road and Maverick Street (APN: 125-35-701-001, 002 and 003), U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation [PROPOSED: R-D (Single Family Residential-Restricted)], Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

MINUTES:

NOTE: See Item 130 [ZON-4066] for related discussion.

(2:40 – 2:44)

4-335

CONDITIONS:

Planning and Development

1. Conformance to all Minimum Requirements of Title 19.04.050 for the Private Streets use.
2. Approval of and conformance to the Conditions of Approval for Rezoning (ZON-4066).
3. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
4. All City Code requirements and design standards of all City departments must be satisfied.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 131 – SUP-4128

CONDITIONS - Continued:

Public Works

5. Private streets shall be common lots that are offered as a public utility easement (P.U.E), City of Las Vegas public sewer easement and public drainage easement to be privately maintained by the Homeowner's Association.
6. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
7. Gated access drives shall be designed, located and constructed in accordance with Standard Drawing #222a.
8. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
9. Site development to comply with all applicable conditions of approval for Zoning Reclassification ZON-4066 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

VACATION RELATED TO ZON-4066 AND SUP-4128 - PUBLIC HEARING - **VAC-4068**
- **APPLICANT/OWNER: TREASURE LAND DEVELOPMENT COMPANY, LIMITED LIABILITY COMPANY** - Request for a Petition to vacate the south 10 feet of Washburn Road between Maverick Street and Bronco Lane, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

MINUTES:

(2:40 – 2:44)

4-335

CONDITIONS:

1. This Vacation shall include the southern most 10 feet of Washburn Road between Maverick Street and Bronco Lane and shall be modified to retain 15 foot radius corners on the southeast corner of Maverick Street and Washburn Road and the southwest corner of Bronco Lane and Washburn Road.
2. A Drainage Plan and Technical Drainage Study or other related drainage information acceptable to the Flood Control Section must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study. The Drainage Study required for Rezoning Application ZON-4066 may be used to satisfy this condition, provided that the area requested for vacation is addressed within that study.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 132 – VAC-4068

CONDITIONS - Continued:

3. Development of this site shall comply with all applicable conditions of approval of Rezoning application ZON-4066, Special Use Permit SUP-4128 and all other applicable site related actions.
4. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation.
5. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress there from shall be provided if required.
6. All development shall be in conformance with code requirements and design standards of all City departments.
7. The Order of Vacation shall not be recorded until all of the conditions of approval have been met provided, however, that that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way or easement being vacated must be retained.
8. If the Order of Vacation is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REZONING - PUBLIC HEARING - ZON-4082 – APPLICANT/OWNER: SAHARA RANCHO OFFICE CENTER, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: R-3 (MEDIUM DENSITY RESIDENTIAL), P-R (PROFESSIONAL OFFICE AND PARKING) TO: C-1 (LIMITED COMMERCIAL) on 15.33 acres adjacent to the northeast corner of Sahara Avenue and Rancho Drive (APN: 162-04-401-007), Ward 1 (Moncrief). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

3

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (4-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION.:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – 33 Protest letters for Item 133 [ZON-4082], Item 135 [SDR-4086], Item 136 [SUP-4089] and Item 137 [SUP-4090] filed under Item 133 [ZON-4082]
5. Submitted after final agenda – Letter from Thomas & Mack Company filed under Item 133 [ZON-4082]

MOTION:

MONCRIEF – ABEYANCE of Item 133 [ZON-4082], Item 134 [VAR-4251], Item 135 [SDR-4086], Item 136 [SUP-4089] and Item 137 [SUP-4090] to 6/2/2004 NOT TO BE HEARD BEFORE 1:00 P.M. – UNANIMOUS with Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open on Item 133 [ZON-4082], Item 134 [VAR-4251], Item 135 [SDR-4086], Item 136 [SUP-4089] and Item 137 [SUP-4090].

MAYOR GOODMAN explained that COUNCILWOMAN MONCRIEF intended to abey this item for two weeks allowing her time to review the traffic study in detail and to meet with the applicant and staff. COUNCILWOMAN MONCRIEF invited citizens to contact her office if they also wanted to review the traffic study. KATHERINE MARTIN of the Ridgefield Neighborhood Association thanked COUNCILWOMAN MONCRIEF for her assistance with problems of trees and neighborhood upkeep.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 133 – ZON-4082

CONDITIONS - Continued:

MAYOR GOODMAN declared the Public Hearing closed on Item 133 [ZON-4082], Item 134 [VAR-4251], Item 135 [SDR-4086], Item 136 [SUP-4089] and Item 137 [SUP-4090].

(1:34 – 1:38)

3-902

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

VARIANCE RELATED TO ZON-4082 - PUBLIC HEARING - VAR-4251 -
APPLICANT/OWNER: SAHARA RANCHO OFFICE CENTER, LIMITED LIABILITY COMPANY - Request for a Variance TO ALLOW BUILDING HEIGHTS TO EXCEED THE RESIDENTIAL ADJACENCY STANDARDS on 15.33 acres adjacent to the northeast corner of Sahara Avenue and Rancho Drive (APN: 162-04-401-007), R-3 (Medium Density Residential), P-R (Professional Office and Parking), and C-1 (Limited Commercial) Zones [PROPOSED: C-1 (Limited Commercial)], Ward 1 (Moncrief). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

3

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (4-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Protest letter by Dolores and Robert E. Hogan
5. Submitted after final agenda – Letter from Thomas & Mack Company filed under Item 133 [ZON-4082]

MOTION:

MONCRIEF – ABEYANCE of Item 133 [ZON-4082], Item 134 [VAR-4251], Item 135 [SDR-4086], Item 136 [SUP-4089] and Item 137 [SUP-4090] to 6/2/2004 NOT TO BE HEARD BEFORE 1:00 P.M. – UNANIMOUS with Ward 2 seat vacant

MINUTES:

NOTE: See Item 135 [SDR-4086] for related discussion

(1:34 – 1:38)

3-902

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-4082 AND VAR-4251 - PUBLIC HEARING - **SDR-4086 - APPLICANT/OWNER: SAHARA RANCHO OFFICE CENTER, LIMITED LIABILITY COMPANY** - Request for a Site Development Plan Review FOR TWO OFFICE BUILDINGS WITH ATTACHED PARKING GARAGES AND TWO RESTAURANT BUILDINGS WITHIN AN EXISTING OFFICE COMPLEX AND A WAIVER OF THE COMMERCIAL DEVELOPMENT STANDARDS on 15.33 acres adjacent to the northeast corner of Sahara Avenue and Rancho Drive (APN: 162-04-401-007), R-3 (Medium Density Residential), P-R (Professional Office and Parking), and C-1 (Limited Commercial) Zones [PROPOSED: C-1 (Limited Commercial)], Ward 1 (Moncrief). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

3

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (4-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – 33 Protest letters for Item 133 [ZON-4082], Item 135 [SDR-4086], Item 136 [SUP-4089] and Item 137 [SUP-4090] filed under Item 133 [ZON-4082]
5. Submitted after final agenda – Letter from Thomas & Mack Company filed under Item 133 [ZON-4082]

MOTION:

MONCRIEF – ABEYANCE of Item 133 [ZON-4082], Item 134 [VAR-4251], Item 135 [SDR-4086], Item 136 [SUP-4089] and Item 137 [SUP-4090] to 6/2/2004 NOT TO BE HEARD BEFORE 1:00 P.M. – UNANIMOUS with Ward 2 seat vacant

MINUTES:

NOTE: See Item 130 [ZON-4066] for related discussion.

(1:34 – 1:38)

3-902

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SPECIAL USE PERMIT RELATED TO ZON-4082, VAR-4251 AND SDR-4086 - PUBLIC HEARING - **SUP-4089 - APPLICANT/OWNER: SAHARA RANCHO OFFICE CENTER, LIMITED LIABILITY COMPANY** - Request for a Special Use Permit FOR A RESTAURANT SERVICE BAR adjacent to the northeast corner of Sahara Avenue and Rancho Drive (a portion of APN: 162-04-401-007), R-3 (Medium Density Residential), P-R (Professional Office and Parking), and C-1 (Limited Commercial) Zones [PROPOSED: C-1 (Limited Commercial)], Ward 1 (Moncrief). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

3

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (4-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – 33 Protest letters for Item 133 [ZON-4082], Item 135 [SDR-4086], Item 136 [SUP-4089] and Item 137 [SUP-4090] filed under Item 133 [ZON-4082]
5. Submitted after final agenda – Letter from Thomas & Mack Company filed under Item 133 [ZON-4082]

MOTION:

MONCRIEF – ABEYANCE of Item 133 [ZON-4082], Item 134 [VAR-4251], Item 135 [SDR-4086], Item 136 [SUP-4089] and Item 137 [SUP-4090] to 6/2/2004 NOT TO BE HEARD BEFORE 1:00 P.M. – UNANIMOUS with Ward 2 seat vacant

MINUTES:

NOTE: See Item 135 [SDR-4086] for related discussion.

(1:34 – 1:38)

3-902

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT RELATED TO ZON-4082, VAR-4251, SDR-4086 AND SUP-4089 - PUBLIC HEARING - **SUP-4090 – APPLICANT/OWNER: SAHARA RANCHO OFFICE CENTER, LIMITED LIABILITY COMPANY** - Request for a Special Use Permit FOR A RESTAURANT SERVICE BAR adjacent to the northeast corner of Sahara Avenue and Rancho Drive (a portion of APN: 162-04-401-007), R-3 (Medium Density Residential), P-R (Professional Office and Parking), and C-1 (Limited Commercial) Zones [PROPOSED: C-1 (Limited Commercial)], Ward 1 (Moncrief). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

3

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (4-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – 33 Protest letters for Item 133 [ZON-4082], Item 135 [SDR-4086], Item 136 [SUP-4089] and Item 137 [SUP-4090] filed under Item 133 [ZON-4082]
5. Submitted after final agenda – Protest letter by Dolores and Robert E. Hogan

MOTION:

MONCRIEF – ABEYANCE of Item 133 [ZON-4082], Item 134 [VAR-4251], Item 135 [SDR-4086], Item 136 [SUP-4089] and Item 137 [SUP-4090] to 6/2/2004 NOT TO BE HEARD BEFORE 1:00 P.M. – UNANIMOUS with Ward 2 seat vacant

MINUTES:

NOTE: See Item 135 [SDR-4086] for related discussion

(1:34 – 1:38)

3-902

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REZONING - PUBLIC HEARING - **ZON-4083** – **APPLICANT/OWNER: ARG JONES II, LIMITED LIABILITY COMPANY** - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: P-R (PROFESSIONAL OFFICE AND PARKING) on 0.17 acres at 304 South Jones Boulevard (APN: 138-36-210-001), Ward 1 (Moncrief). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MONCRIEF – APPROVED subject to conditions – UNANIMOUS with WEEKLY not voting and Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open on Item 138 [ZON-4083], Item 139 [VAR-4190] and Item 140 [SDR-4085].

CRAIG MOORE, 4427 Via Torino, appeared on behalf of the applicant, and concurred with the Planning Commission's approval. He explained there is no way to get five parking spaces on this property, which is being converted from commercial to residential. He informed the Council that the applicant has purchased five properties to the north and is trying to secure a sixth property, which will allow for an alley and adequate parking for all six properties. He stated that staff was in support of this as an option to alleviate parking issues.

JUNE INGRAM, Charleston Neighborhood Preservation, spoke in opposition to Item 139 [VAR-4190]. She explained that there would be issues with customers parking across the street in the cul-de-sacs and running across the street because there would not be adequate parking. MR. MOORE stated there are four properties to the north that have an average of 13 to 19 spaces in the back of each property. At the subject property, there is no way to get 5 parking spaces until the property next door is purchased. At that time, parking will exceed the requirement.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 138 – ZON-4083

MINUTES – Continued:

COUNCILWOMAN MONCRIEF thanked the applicant for purchasing so many properties in the area. She agreed that once the final property is purchased, the parking situation will be more than adequate. She explained the houses are in decline and Neighborhood Services will be doing a neighborhood clean up. She encouraged the applicant to keep up the property and adhere to the conditions associated to each application.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed on Item 138 [ZON-4083], Item 139 [VAR-4190] and Item 140 [SDR-4085].

NOTE: All discussion for Item 138 [ZON-4083], Item 139 [VAR-4190] and Item 140 [SDR-4085] was held under Item 138 [ZON-4083].

(2:44 – 2:49)

4-444

CONDITIONS:

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. Approval of a Site Development Plan Review (SDR-4085) and a Variance (VAR-4190) by the Planning Commission and City Council prior to the conversion of the single family residence to an office.

Public Works

3. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City Standards concurrent with development of this site. All new or modifications to existing driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
4. This site will be subject to the traffic signal impact fee as required by Ordinance No. 5644 at the time permits are issued.
5. Meet with the Flood Control Section of the Department of Public Works for assistance with establishing finished floor elevations and drainage patterns for this site prior to submittal of construction plans or the issuance of any building or grading permits, whichever may occur first. Provide and improve all drainageways as recommended.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

VARIANCE RELATED TO ZON-4083 - PUBLIC HEARING - **VAR-4190** -
APPLICANT/OWNER: ARG JONES II, LIMITED LIABILITY COMPANY - Request for
a Variance TO ALLOW 4 PARKING SPACES WHERE 5 PARKING SPACES ARE
REQUIRED FOR A PROPOSED OFFICE on 0.17 acres at 304 South Jones Boulevard (APN:
138-36-210-001), Ward 1 (Moncrief). Staff recommends DENIAL. The Planning Commission
(5-0 vote) recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-0 vote) recommend APPROVAL,
subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

**MONCRIEF – APPROVED subject to conditions – UNANIMOUS with WEEKLY not
voting and Ward 2 seat vacant**

MINUTES:

NOTE: See Item 138 [ZON-4083] for related discussion.
(2:44 – 2:49)

4-444

CONDITIONS:

Planning and Development

1. This Variance shall expire two years from date of final approval unless it is exercised or an
Extension of Time is granted by the City Council.
2. Approval of a Rezoning (ZON-4083) to P-R (Professional Office and Parking) a Site
Development Plan Review (SDR-4085) for the office by the City Council prior to the
approval of any permits for development on this site.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-4083 AND VAR-4190 - PUBLIC HEARING - **SDR-4085 – APPLICANT/OWNER: ARG JONES II, LIMITED LIABILITY COMPANY** - Request for a Site Development Plan Review FOR A HOME/OFFICE CONVERSION AND FOR WAIVER OF LANDSCAPING REQUIREMENTS on 0.17 acres at 304 South Jones Boulevard (APN: 138-36-210-001), R-1 (Single Family Residential) Zone [PROPOSED: P-R (Professional Office and Parking)], Ward 1 (Moncrief). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MONCRIEF – APPROVED subject to conditions – UNANIMOUS with WEEKLY not voting and Ward 2 seat vacant

MINUTES:

NOTE: See Item 138 [ZON-4083] for related discussion.

(2:44 – 2:49)

4-444

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. Approval of a Rezoning (ZON-4083) to P-R (Professional Office and Parking) and a Variance (VAR-4190) to allow for a reduction of required parking by the City Council prior to the approval of any permits for development on this site.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 140 – SDR-4085

CONDITIONS - Continued:

3. The applicant shall revise the landscape plan to provide 24-inch box trees 20 feet on center along Jones Boulevard as well as the remaining perimeter of the site except for the 2-foot wide landscape planter adjacent to the parking lot along the north property line. The revised plan shall be submitted to and approved by the Planning and Development Department prior to the approval of any building permits for this site.
4. The applicant to make necessary repairs to the existing structure in order to improve the aesthetics and maintain a residential character prior to the approval of a Certificate of Occupancy of the proposed office.
5. Prior to the issuance of building permits, a revised landscape plan must be submitted to and approved by the Department of Planning and Development showing a maximum of 12.5% of the total landscaped area as turf.
6. All development shall be in conformance with the site plan and building elevations, date stamped 5/19/04, except as amended by conditions herein.
7. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.
8. Mechanical and electrical equipment and any communication equipment, excluding communication towers and antennas, shall be concealed from view of Lake Mead Boulevard and neighboring properties.
9. All outdoor utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
10. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

11. Hard Surface and/or landscape all unimproved right-of-way, if any unimproved area exists, on Jones Boulevard adjacent to this site prior to the issuance of a business license. Maintain all such improvements in perpetuity. All landscaping installed with this project shall be situated and maintained so as not to create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
13. Obtain an Occupancy Permit for all landscaping and private improvements in the Jones Boulevard public right-of-way adjacent to this site.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 140 – SDR-4085

CONDITIONS - Continued:

14. Site development to comply with all applicable conditions of approval for ZON-4083, Z-26-91, and the Conditions of Approval of the approved Traffic Impact Analysis for Jones Boulevard, Upland Boulevard to Evergreen Avenue.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

GENERAL PLAN AMENDMENT - PUBLIC HEARING - **GPA-4044** - **APPLICANT: NEVADA POWER COMPANY - OWNER: BUREAU OF LAND MANAGEMENT** - Request to amend a portion of Map 10 of the Centennial Hills Sector Plan TO REALIGN POWERLINE CORRIDORS WITHIN THE CLIFF'S EDGE MASTER PLAN AREA, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

6

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions and adding conditions to read:

- *Meet with Planning and Development staff to coordinate the location of the overhead power lines, utility vaults and underground conduit to minimize potential conflicts with the equestrian trails along the north side of Grand Teton and east side of Hualapai*
- *Written verification of approval from the Bureau of Land Management for the portion of the alignment along the north side of Grand Teton must be received by the Planning and Development Department*

– UNANIMOUS with Ward 2 seat vacant

NOTE: COUNCILMAN REESE confirmed with DEPUTY CITY ATTORNEY BRYAN SCOTT that no conflict existed as a result of his daughter's employment in the procurement department at Nevada Power since she is compensated by salary and her job classification does not require any involvement with any issues being heard. Finally, COUNCILMAN REESE has not spoken with his daughter about this application, and she has not spoken about it to anyone else.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 141 – GPA-4044

MOTION Continued:

NOTE: COUNCILMAN MACK disclosed that as a result of his prior service on the Planning Commission, he abstained from voting on any items, such as this application, when it appeared after his appointment to City Council. However, after consulting with the City Attorney's Office, he will be voting on this amendment. He also stated that while he is considering purchase of a home under this alignment, he did not feel it would impact his judgment. DEPUTY CITY ATTORNEY SCOTT concurred.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY MARK FIORENTINO and CALVIN CHAMPLIN appearing on behalf of the master developer of the Providence Master Plan Community, explained the developer is supporting movement of the approved power line corridor north to the Grand Teton roadway alignment. By doing so, conflicts would be avoided with future developments; coordination with an existing trail corridor could be better managed, and the alignment would occupy land owned by the Bureau of Land Management. The developer will assume all cost of the realignment.

MIKE SPERCH, 9388 Arrowhead Bluff, representing an adjacent neighborhood existing on Farm Road, spoke in favor of this realignment. He informed Council that Nevada Power Company made an error in planning for the power lines and did not secure easements to accommodate the lines. MR. SPERCH and his neighbors now live in an area that will be under the power lines. He urged COUNCILMAN MACK to pressure Nevada Power to continue the power line down to Grand Teton. He pointed out that on ATTORNEY FIORENTINO's diagram, at Hualapai the power lines go to Farm Road. MR. SPERCH would like to see the lines go to Grand Teton and not down Farm Road. Grand Teton is a 120 foot street and would be a better-sized road to accommodate the lines than the 80 foot Farm Road. MR. SPERCH questioned why COUNCILMAN MACK declined purchasing a home in the area of Farm Road and is now looking at a home in an area that will not be affected by power lines.

CRAIG DAVIS, 9372 Arrowhead Bluff, agreed with the comments of MR. SPERCH and added that his street has ten children under the age of five and the power lines would be five feet from their back walls. He stated that as homebuyers, they had no prior knowledge of this corridor. MR. DAVIS explained that Nevada Power has had since 1999 to purchase easements for this corridor and will now have to pay a lot of the ratepayer's money to purchase necessary easements.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 141 – GPA-4044

MINUTES – Continued:

JILL PECK, 9392 Arrowhead Bluff, agreed with the comments made by MR. SPERCH and MR. DAVIS. She said that when the neighborhood found out about the power lines, they began contacting COUNCILMAN MACK'S office but were eventually informed there was nothing that could be done about it because the developer had chosen to move forward. She stated the neighbors are not opposed to the item being discussed. However, they would ask that the corridor be moved for them as well. She does not want 150-foot transmission lines 20 feet from her back door. She suggested having the lines come down Grand Teton as originally proposed in a 1999 Special Use Permit application. She complained about not being notified about the four-foot easement the proposed lines will go on and that Nevada Power has not purchased them yet.

MAYOR GOODMAN asked for clarification on what these neighbors were requesting and if they were in support of this item. MS. PECK responded that they were supporting approval of this item and that they wanted Council to ask Nevada Power to move the proposed corridor for the residents on Farm Road. DEPUTY CITY ATTORNEY BRYAN SCOTT pointed out that the difference is the developer is paying for the realignment discussed with Item 141 [GPA-4044] and he did not know how the City could force Nevada Power to continue that line down Grand Teton. MS. PECK stated the neighbors could not afford to move the lines.

COUNCILMAN MACK explained that he was not financially able to purchase the home in Vista Verde. He said he was moving into the neighborhood and the home he is currently looking at is closer to the power line than the other home. He has two sons, and the house is adjacent to the power lines, and he does not have any concerns about them. COUNCILMAN MACK met with members of Focus and Nevada Power to try and resolve this when it was brought to his attention, and there is no easy solution. Moving the lines will only move the problem to another area. He acknowledged settlements being made to residents by the developer regarding disclosure of this issue. He invited MR. HELMS of Nevada Power to speak.

ATTORNEY FIORENTINO reiterated the request to move a portion of the existing approved power line alignment, at the expense of the developer, so that the issues being discussed by the residents on Farm Road will be avoided in the Providence development before the homes are built. He stated that he understands and respects their concerns. However, Providence is only able to control the portion of the corridor being discussed. ATTORNEY FIORENTINO opined that what the residents propose is unlikely to happen. He agreed with COUNCILMAN MACK that it would only move the problem to another area and asked Council to approve this request to avoid this problem occurring again while there is still time to fix it before more homes are built.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 141 – GPA-4044

MINUTES – Continued:

COUNCILMAN REESE questioned why the easements had not been purchased for the power lines proposed for Farm Road. ALAN HELMS, Nevada Power Company, 6226 West Sahara, explained that the power company has been trying to negotiate with several property owners to secure easements and he did not think any had been secured in the development MR. SPERCH, MR. DAVIS and MS. PECK lived in. He informed Council that at COUNCILMAN MACK'S request, Nevada Power tried to find other options and tried to alleviate impact but that in the end, a route change would just upset one group of property owners to satisfy others. MR. HELM explained that a design change was made, at COUNCILMAN MACK'S request, so that all the lines are on the street side instead of hanging over the resident's property. He acknowledged it was a tough situation.

MAYOR GOODMAN asked MR. HELMS what options were open to Nevada Power should the residents not choose to sell easements. MR. HELMS replied that eminent domain is avoided at all costs but is a possibility available to them. He explained the right-of-way agents are still working to find a fair and reasonable compensation to avoid that.

MR. SPERCH came back and reminded the Council that Farm Road is 80 feet wide and that in driving the street, he found it common that power lines run down the center median on 120 foot wide streets. He stated that it is not in the best interest of the residents to sell easements to Nevada Power. He suggested that Nevada Power put the money into movement of the lines instead of fighting the neighbors to get their property.

COUNCILMAN MACK stated the first recommendation was to take the route down the center lane of Grand Teton. He explained he felt bad about the situation and hoped Nevada Power and the residents could resolve the issue. He read two conditions to be added, and MR. FIORENTINO agreed to them.

COUNCILMAN BROWN commented that he is concerned after learning that citizens are not aware of an approved corridor that went through a year to eighteen months of public hearings. He suggested to MR. HELMS that Nevada Power take a proactive approach with signage and advertisements on future corridors. He asked if the City or State has anything in code regarding disclosures between homebuyers and homebuilders. DEPUTY CITY ATTORNEY SCOTT replied that NRS 113.070 provides that a developer, prior to the time that a potential homeowner purchases a house, is supposed to inform the property owner of the zoning around the property and adjacent properties surrounding the development. It is the responsibility of the developer to inform homebuyers prior to contracts being signed.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 141 – GPA-4044

MINUTES – Continued:

MAYOR GOODMAN confirmed with DEPUTY CITY ATTORNEY SCOTT that it is not a City issue but a State requirement. MS. PECK stated the developers could not do so because they did not know about the corridor. She said Nevada Power did not notify the developers until the building of their development began. DEPUTY CITY ATTORNEY SCOTT questioned the accuracy of that claim since notices would have gone out allowing the property owners to come to Council to challenge the alignment. He was informed there were no developments in 1999. The property owner would have been notified; however, the developer would have purchased the property after that.

COUNCILMAN BROWN stated that he found it hard to believe the developers did not know about the corridor regardless of what they may have told MS. PECK during her investigations. He explained the developers are very involved with the City during development and planning, and he finds it hard to imagine it could not have been known.

ATTORNEY FIORENTINO reminded everyone that it was not his client who built along Farm Road and that his client is paying to move this corridor so residents of the new subdivision will not have problems like the Farm Road residents. MR. HELMS added that it has been made part of the public record on the General Master Plan as of 1999.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(2:49 – 3:13)

4-600

CONDITIONS:**Public Works**

1. Meet with the Flood Control Section of the Department of Public Works to coordinate the location of overhead power corridors and underground conduit locations to minimize potential conflicts with the proposed Clark County Regional Flood Control District drainage facility located at the intersection of Grand Teton Drive and Hualapai Way prior to submittal of construction plans or the issuance of any building or grading permits, whichever may occur first. Comply with recommendations made by the Flood Control Section and Clark County Regional Flood Control District.
2. Coordinate with the City of Las Vegas Department of Public Works regarding locations of proposed roadway intersections so that power poles may be located to maintain sight visibility and to account for variations in roadway width where 80-foot or 100-foot rights-of-way intersect 100-foot rights-of-way (Clark County Uniform Standard Drawings 201.1 and 234.1). Power pole foundations shall be located to avoid future traffic signal infrastructure/equipment. Overhead power lines shall be designed to maintain clearance with future street lights, traffic signal luminaries, and traffic signal mast arms as set forth by

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 141 – GPA-4044

CONDITIONS – Continued:

the National Electrical Safety Code section on clearance requirements for construction and maintenance. Clearances shall be designed without deviating from standard heights for streetlights and traffic signals as set forth in Clark County Uniform Standard Drawings. Should traffic barriers be deemed necessary, such barriers shall be provided and installed by Nevada Power upon request by the City of Las Vegas.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

GENERAL PLAN AMENDMENT - PUBLIC HEARING - **GPA-4042** - **APPLICANT: NEVADA STATE BANK - OWNER: SIDNEY & PAULA FRY FAMILY TRUST** - Request to amend a portion of the Centennial Hills Interlocal Land Use Plan of the General Plan FROM: ML (MEDIUM-LOW DENSITY RESIDENTIAL) TO: O (OFFICE) on 3.88 acres adjacent to the northwest corner of Cheyenne Avenue and Fort Apache Road (APN: 138-07-801-011), Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application – Not Applicable
3. Staff Report

MOTION:

BROWN – APPROVED – UNANIMOUS with Ward 2 seat vacant

NOTE: COUNCILMAN MACK disclosed that his brother in law, ANDREW DONNER, owns a Timbers Bar and Grill within the notification area. He has not spoken with him about any of these items and there is no impact on his operation. Therefore, he will be voting on Items 142 through Item 145.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open on Item 142 [GPA-4042], Item 143 [ZON-4043], Item 144 [SUP-4045] and Item 145 [SDR-4060].

TIM MAY, appeared on behalf of applicant, agreed with all conditions and asked for clarification regarding Conditions 8 and 14 on Item 145 [SDR-4060]. He asked if Condition 14 only applied to new walls being constructed. The applicant did not want to replace existing walls but was not sure if they met the requirement of twenty percent contrasting materials. Regarding Item 8, it is the applicant's intent to use landscaping as the buffer between residents and the project's west property line.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 142 – GPA-4042

MINUTES – Continued:

ROBERT GENZER, Director, Planning and Development, said there would be no objection in adding the word “new” between “any” and “property” to clarify the condition.

MARK COLLINS, 9308 Fresh Spring Drive, stated he is on a Sun City committee and many neighbors have come to him with questions regarding this development. He asked if the sign would be illuminated 24 hours a day, what the intensity of the sign would be, how tall it would be and where it would be located. DAVID HERNANDEZ, 750 E. Warm Springs Road, representing Nevada State Bank explained the sign would be illuminated by a photocell in the evening hours only and because it has a green background and is illuminated from within, the intensity is kept low. There is a height restriction that the sign would not exceed sixteen feet, and the sign will sit on the corner of Fort Apache and Cheyenne. MR. COLLINS questioned which way the building would be facing and if it would have signage on each side. He was told it will face Fort Apache and that all four sides will have the Nevada State Bank logo and letters saying the same. MR. COLLINS expressed concerns over how bright that signage may be.

MR. COLLINS confirmed with MR. HERNANDEZ that the elevation still remained at 22.6 feet. He asked what businesses would be located behind the bank. MR. HERNANDEZ informed him that there are no tenants lined up for that property and no one has expressed interest in it at this time. It was confirmed that the property behind the bank would be sold to businesses. DAVID CLAPSADDLE, Planning Supervisor, Planning and Development Department, indicated that there is a condition that the property behind the bank will have to come back before Council as a Site Plan Review. MR. COLLINS was happy to know that. MR. MAY added that the signage for the office space behind the bank will go below the bank sign on the 16-foot pylon sign.

SHARON COLLINS, 9308 Fresh Spring Drive, told Council that her bedroom, living room and kitchen windows will be looking right out to the south facing the sign, and she does not like the idea of it being lighted up all night. MR. HERNANDEZ said there were minimum requirements on lighting and that lighting is required for individuals using the ATM machines. MR. GENZER stated there was a condition regarding parking lot lighting not exceeding 30 feet in height with shoebox fixtures and downward directed lights.

COUNCILMAN BROWN discussed his concerns of the signage being too bright and obtrusive. He explained he wants the lighting to be professional and upscale. MR. HERNANDEZ assured COUNCILMAN BROWN that he knew what was needed and that the lighting was internally illuminated. It was agreed that the lighting would be kept subtle and professional. COUNCILMAN BROWN stated the lighting would be monitored and addressed if there is an issue with signage on the west side of the building. He questioned if all four sides of the building needed lighted signage. MR. HERNANDEZ stated it was an issue of corporate identity, and, in lieu of removing signage from the building, the applicant would be willing to reduce the height of the sign to be an eight foot monument sign.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 142 – GPA-4042

MINUTES – Continued:

MR. COLLINS said his wife really wants the sign down. MR. HERNANDEZ explained it was going to be shorter and internally lighted and would be very subtle. COUNCILMAN BROWN reiterated the situation would be monitored.

MR. MAY informed COUNCILMAN BROWN that at neighborhood meetings, he had invited residents to view signage at other Nevada State Bank Branches to get an idea of what would be installed. COUNCILMAN BROWN thanked MR. MAY for holding the meetings and getting acquainted with the residents.

MS. COLLINS said she was not worried about the monument signage because there are trees that will act as a buffer. She was concerned about the intensity of the lights on the buildings. MAYOR GOODMAN assured her that COUNCILMAN BROWN was going to make sure the signage was subtle.

COUNCILMAN BROWN moved to approve Item 145 [SDR-4060] with an added condition that the 16-foot monument sign will be limited to an eight-foot monument sign. In addition, the four lighted corporate logo signs on the building are to be subtle. He also verified with MR. CLAPSADDLE that the wall condition will reflect the inclusion of the word “any” between the words “any” and “property”. MR. GENZER stated that he would prefer that the condition regarding the lighting being subtle not be added because it is someone’s call. He indicated that the applicant agreed and understands the Councilman’s intent and will do the best job he can. MR. MAY assured COUNCILMAN BROWN that the lighting around the ATM, as required by NRS, will be brighter than the building signs.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed on Item 142 [GPA-4042], Item 143 [ZON-4043], Item 144 [SUP-4045] and Item 145 [SDR-4060].

NOTE: All discussion Item 142 [GPA-4042], Item 143 [ZON-4043], Item 144 [SUP-4045] and Item 145 [SDR-4060] was held under Item 142 [GPA-4042].

(3:13 – 3:32)

4-1473

CONDITIONS:

None.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-4042 - PUBLIC HEARING - **ZON-4043** - **APPLICANT: NEVADA STATE BANK - OWNER: SIDNEY & PAULA FRY FAMILY TRUST** - Request for a Rezoning FROM: U (UNDEVELOPED) [ML (MEDIUM-LOW DENSITY RESIDENTIAL) GENERAL PLAN DESIGNATION] TO: O (OFFICE) on 3.00 acres adjacent to the northwest corner of Cheyenne Avenue and Fort Apache Road (APN: 138-07-801-011), Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

MINUTES:

NOTE: See Item 142 [GPA-4042] for related discussion.

(3:13 – 3:32)

4-1473

CONDITIONS:

Planning and Development

1. A General Plan Amendment (GPA-4042) to an O (Office) land use designation approved by the City Council.
2. A Resolution of Intent with a two-year time limit.
3. A Site Development Plan Review (SDR-4060) application approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 143 – ZON-4043

CONDITIONS - Continued:

Public Works

4. Dedicate 50 feet of right-of-way adjacent to this site for Cheyenne Avenue, 50 feet for Fort Apache Road, and a 54-foot radius at the northwest corner of Cheyenne Avenue and Fort Apache Road prior to the issuance of any permits.
5. Construct half-street improvements on Cheyenne Avenue and Fort Apache Road adjacent to this site concurrent with development of this site. Also complete the traffic signal system on the northwest corner of Cheyenne Avenue and Fort Apache Road adjacent to this site concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
6. If not already constructed at time of development, extend sanitary sewer past the northern boundary of this site in Fort Apache Road to a location and depth acceptable to the City Engineer concurrent with development of this site.
7. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, or the submittal of any construction drawings. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.
8. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 143 – ZON-4043

CONDITIONS - Continued:

approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SPECIAL USE PERMIT RELATED TO GPA-4042 AND ZON-4043 - PUBLIC HEARING - SUP-4045 - **APPLICANT: NEVADA STATE BANK - OWNER: SIDNEY & PAULA FRY FAMILY TRUST** - Request for a Special Use Permit FOR A PROPOSED FINANCIAL INSTITUTION, GENERAL WITH DRIVE THROUGH TO BE LOCATED ON PROPERTY ADJACENT TO A RESIDENTIAL USE on 3.00 acres adjacent to the northwest corner of Cheyenne Avenue and Fort Apache Road (APN: 138-07-801-011), U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation] [PROPOSED: O (Office)], Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with Ward 2 seat vacant

MINUTES:

NOTE: See Item 142 [GPA-4042] for related discussion.

(3:13 – 3:32)

4-1473

CONDITIONS:

Planning and Development

1. Conformance to all Minimum Requirements under Title 19.04.050 for Financial Institution with Drive-Through use.
2. Approval of and conformance to the Conditions of Approval for Rezoning (ZON-4043) and Site Development Plan Review (SDR-4060).
3. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 144 – SUP-4045

CONDITIONS - Continued:

4. All City Code requirements and design standards of all City departments must be satisfied.
5. A Waiver is granted to allow drive-throughs on property adjacent to residential uses and without separation from residential properties by an intervening building.
6. Drive-throughs shall not have access to local residential streets.
7. Stacking lanes for drive-through service windows shall accommodate at least six cars per lane, and shall be screened per Title 19.12.040(C).

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-4042, ZON-4043 AND SUP-4045 - PUBLIC HEARING - **SDR-4060 - APPLICANT: NEVADA STATE BANK - OWNER: SIDNEY & PAULA FRY FAMILY TRUST** - Request for a Site Development Plan Review FOR A PROPOSED FINANCIAL INSTITUTION, GENERAL WITH DRIVE THROUGH AND FOR A WAIVER OF THE PARKING LOT LANDSCAPING REQUIREMENTS on 3.00 acres adjacent to the northwest corner of Cheyenne Avenue an Fort Apache Road (APN: 138-07-801-011), U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation] [PROPOSED: O (Office)], Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions, amending Condition 14 to include the word “new” between “any” and “property” and the following added condition:

- *Monument signage shall only be permitted on the site and be limited to a height of eight feet.*

– **UNANIMOUS** with Ward 2 seat vacant

MINUTES:

NOTE: See Item 142 [GPA-4042] for related discussion.

(3:13 – 3:32)

4-1473

CONDITIONS:

Planning and Development

1. A Rezoning ZON-4043) to an O (Office) Zoning District and a Special Use Permit (SUP-4045) approved by the City Council.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 145 – SDR-4060

CONDITIONS Continued:

2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan, landscape plan and building elevations, date stamped May 19, 2004, except as amended by conditions herein.
4. The site landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to provide additional trees (*24-inch box trunk-type canopy tree*) spaced minimum of fifteen feet (15') on center in the five-foot wide landscape planter between the parking area and drive through teller/ATM lanes.
5. Noise, including beeping sounds from ATM teller services and bank teller/customer transactions (conversations) shall not be audible from the west (residential) property line.
6. The northern portion of the subject parcel shall be subject to a Site Development Plan Review.
7. Paving is required for the entire site, with the exception of the proposed future office building *pad site and associated landscape and parking areas*, which shall be covered with a suitable material in order to mitigate dust. If access is to be provided via Fort Apache Road to the Nevada State Bank site, then the access drive must be paved.
8. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect parking lot landscape finger islands and the provision of the minimum required 24-inch box trees spaced 20 foot on center with four 5-gallon and four 1-gallon shrubs along the west side property lines, and along the rights-of-way for the entire parcel.
9. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
10. A revised landscaping plan must be submitted prior to or at the same time application is made for a building permit.
11. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
12. Parking lot lighting standards shall be no more than 30 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box'

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 145 – SDR-4060

CONDITIONS - Continued:

fixtures and downward-directed lights on the proposed building, including the bank teller and ATM drive-through. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.

13. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
14. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
15. New condition: “Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The Design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.”
16. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

17. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the west and north boundaries of this site prior to construction of hard surfacing (asphalt or concrete).
18. A recorded Joint Access Agreement between this site and the adjoining proposed future parcel to the north shall be provided when the future parcel is created.
19. Landscape and maintain all unimproved rights-of-way on Cheyenne Avenue and Fort Apache Road adjacent to this site.
20. Submit an Encroachment Agreement for all landscaping and private improvements located in the Cheyenne Avenue and Fort Apache Road public rights-of-way adjacent to this site prior to occupancy of this site.
21. Site development to comply with all applicable conditions of approval for ZON-4043 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

GENERAL PLAN AMENDMENT - PUBLIC HEARING - **GPA-4063** - **APPLICANT: PULTE HOMES - OWNER: LAURA SOMMER** - Request to amend the Town Center Land Use Plan of the Centennial Hills Sector Plan FROM: SX-TC (SUBURBAN MIXED USE - TOWN CENTER) TO: M-TC (MEDIUM DENSITY RESIDENTIAL - TOWN CENTER) on 20.73 acres adjacent to the east side of Sky Pointe Drive, approximately 1,100 feet north of Cimarron Road (APN: 125-21-202-002 and 003), Ward 6 (Mack). The Planning Commission (4-1-1 vote on a motion for approval) failed to obtain a supermajority vote which is tantamount to denial and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

4

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (4-1-1 vote on a motion for approval) failed to obtain a supermajority vote which is tantamount to denial and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application – Not Applicable
3. Staff Report

MOTION:

MACK – APPROVED – UNANIMOUS with Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open on Item 146 [GPA-4063], Item 147 [SUP-4065] and Item 148 [SDR-4064].

ATTORNEY TOM AMICK, Kummer, Kaempfer, Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of applicant and explained some of the amenities of the proposed development such as exceeding the open spaces requirement, all units having driveways and meeting the residential adjacency standards. He stated that neighborhood meetings were held and neighbors were generally in support of this residential project in lieu of commercial development. The main issue pertained to the Town Center Loop trail. Neighbors in an adjacent neighborhood are concerned about installation of the trail creating an alley effect and causing security issues. The applicant understands the trail cannot be relocated; therefore, to accommodate the neighbors concerns, the fence will be made of wrought iron and pilaster and

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 146 – GPA-4063

MINUTES – Continued:

will be well lighted. The area will be see through all the way to the back wall of the subdivision. He said the applicant will be responsible for that property and will keep it lighted and maintained. ATTORNEY AMICK felt this will address the security issues. He asked that Condition 2 of Item 148 [SDR-4064] be amended to assure the fences along the north property line are to be wrought iron and pilaster and that the top portion of the retaining wall located on the east property line will be wrought iron as well.

AL OWEN, 8017 Esperides, is a resident on the north side of this development. He agreed with ATTORNEY AMICK that the residents would rather see residential go in on this site instead of commercial and they are concerned about the trail and the security and maintenance issues. Homeowners are worried whether the trail will be lighted well enough to deter crime yet not intrude upon their privacy. DAVID CLAPSADDLE, Planning Supervisor, Planning and Development Department, stated that the applicant's proposal to open the fence would help address issues the neighbors have and staff has no objection to the amended language proposed. It was suggested that the lighting be similar to that used at Peccole Ranch or Summerlin, which would be sufficient. ATTORNEY AMICK explained that the applicant wants the trail well lighted because it is the applicant's property and they are responsible for it. He said the applicant would work with neighbors to find lighting that is adequate for security issues without intruding upon the neighbor's privacy.

MR. OWEN questioned who would be responsible for maintenance of the trail and what the maintenance schedule would be. ATTORNEY AMICK explained that the applicant is responsible for maintenance and the company the Home Owners Association hires to do weekly maintenance would also maintain the trail.

MR. OWEN asked if there were restrictions regarding usage of the trail to be pedestrian only or would wheeled vehicles be allowed. DEPUTY CITY ATTORNEY BRYAN SCOTT explained that although there is no standard specific to the trail, any vehicle that is allowed on a City sidewalk would be permitted on the trail and keeping vehicles that are prohibited off the trail would be an enforcement issue.

There was discussion regarding a concern MR. OWEN voiced regarding the trail ending at the intersection of Cimarron and Esperides. He feared that drivers accelerating to get onto Cimarron would not see pedestrians coming off the trail. MR. AMICK assured MR. OWEN that the trail curved down onto Cimarron before ending and did not end abruptly at the intersection. MR. OWEN asked that some type of pole be placed at the end of the trail. MR. OWEN suggested the developer wait to install the trail, since it would only dead end until development further up continued. ATTORNEY AMICK said it was in the best interest of the applicant to install it with the development. DEPUTY CITY ATTORNEY SCOTT concurred.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 146 – GPA-4063

MINUTES Continued:

COUNCILMAN MACK appreciated MR. OWEN'S comments and concerns. He was happy to see more affordable housing coming into Ward 6. He pointed out that if the development of this property had been commercial, the same trail issues would exist. In an effort to keep traffic and ATV'S and other prohibited wheeled vehicles out of the trail, COUNCILMAN MACK asked staff to work with the applicant to get poles placed at the end of the trail and possibly signage warning pedestrians to watch out for traffic.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed on Item 146 [GPA-4063], Item 147 [SUP-4065] and Item 148 [SDR-4064].

NOTE: All discussion Item 146 [GPA-4063], Item 147 [SUP-4065] and Item 148 [SDR-4064] was held under Item 146 [GPA-4063].

(3:32 – 3:49)

4-2247

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SPECIAL USE PERMIT RELATED TO GPA-4063 - PUBLIC HEARING - **SUP-4065** -
APPLICANT: PULTE HOMES - OWNER: LAURA SOMMER - Request for a Special
 Use Permit FOR A GATED COMMUNITY WITH PRIVATE STREETS adjacent to the east
 side of Sky Pointe Drive, approximately 1,100 feet north of Cimarron Road (APN: 125-21-202-
 002 and 003), T-C (Town Center) Zone, Ward 6 (Mack). Staff recommends DENIAL. The
 Planning Commission (4-1-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

4

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (4-1-1 vote) recommends APPROVAL,
 subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions - UNANIMOUS with Ward 2 seat vacant

MINUTES:

NOTE: See Item 146 [GPA-4063] for related discussion.

(3:32 – 3:48)

4-2247

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for Rezoning (ZON-2123), and
 Site Development Plan Review (SDR-4064) and all other subsequent site-related actions.
2. This Special Use Permit shall expire two years from the date of final approval, unless it is
 exercised or an Extension of Time is granted by the City Council.
3. The private streets shall be subject to Title 19.04.050(B) for Private Streets and to Section
 E.G. of the Town Center Development Standards Manual.
4. All City Code requirements and design standards of all City departments must be satisfied.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 147 – SDR-4065

CONDITIONS - Continued:

5. Consideration must be given to previously approved grading plans and drainage studies, where such plans exist, to assure minimum impact to existing and future developments in the surrounding area.

Public Works

6. Gated access driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
7. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services prior to the issuance of any permits.
8. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
9. Site development to comply with all applicable conditions of approval for Zoning Reclassification ZON-2123, Site Development Plan Review SDR-4064 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-4063 AND SUP-4065 - PUBLIC HEARING - **SDR-4064 - APPLICANT: PULTE HOMES - OWNER: LAURA SOMMER** - Request for a Site Development Plan Review FOR A 316 UNIT CONDOMINIUM DEVELOPMENT on 20.73 acres adjacent to the east side of Sky Pointe Drive, approximately 1,100 feet north of Cimarron Road (APN: 125-21-202-002 and 003), T-C (Town Center) Zone, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (4-1-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

4

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (4-1-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions and amending Condition 2 and Condition 3 to read:

2. *The portion of the fence above the retaining wall along the east property line and the entire fence along the north property line shall be constructed of pilaster and wrought iron.*
3. **A multi-use trail shall be provided along the north and east property lines. The trails along the east and north property lines shall be designed and constructed in compliance with the Trails Element of the 2020 Master Plan.**

- UNANIMOUS with Ward 2 seat vacant

MINUTES:

NOTE: See Item 146 [GPA-4063] for related discussion.

(3:32 – 3:49)

4-2247

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 148 – SDR-4064

CONDITIONS:

Planning and Development

1. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
2. The fence along the north property line shall be constructed of wrought iron.
3. A multi-use trail shall be provided along the east property line. The trails along the east and north property lines shall be designed and constructed in compliance with the Trails Element of the 2020 Master Plan.
4. Approval of Special Use Permit (SUP-4065) to permit a gated community with private streets on this site.
5. Provide centrally located pedestrian access to the trail along the north property line and the trail along the east property line.
6. The maximum building height shall conform to the Residential Adjacency Standards and shall not exceed 2 stories or 35 feet, whichever is less.
7. This Site Development Plan Review shall expire two years from the date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
8. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
9. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.
10. Air conditioning units shall not be mounted on rooftops.
11. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
12. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
13. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 148 – SDR-4064

CONDITIONS - Continued:

14. All City Code requirements and design standards of all City departments must be satisfied except as amended by conditions herein.

Public Works

15. Submit an Encroachment Agreement for all landscaping and private improvements, if any, located in the public right-of-way adjacent to this site prior to occupancy of this site.
16. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
17. Site development to comply with all applicable conditions of approval for Zoning Reclassification ZON-2123 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT - PUBLIC HEARING - **GPA-4078** -
APPLICANT/OWNER: QUALITY HOMES - Request to amend the Centennial Hills
 Interlocal Land Use Plan of the Centennial Hills Sector Plan FROM: DR (DESERT RURAL
 DENSITY RESIDENTIAL) TO: O (OFFICE) on 2.87 acres adjacent to the southeast corner of
 Rainbow Boulevard and Buckskin Avenue (APN: 138-11-401-001), Ward 6 (Mack). The
 Planning Commission (5-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

6

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

3

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application – Not Applicable
3. Staff Report
4. Submitted after final agenda – Request to table by Andras F. Babero of Item 149 [GPA-4078] and Item 150 [ZON-4080] filed under Item 149 [GPA-4078]

MOTION:

REESE – Motion to Accept the **WITHDRAWAL Without Prejudice** of Item 124 [ZON-3708], to **TABLE** Item 149 [GPA-4078] and Item 150 [ZON-4080] and to **HOLD IN ABEYANCE** Item 114 [VAR-3902] and Item 118 [SUP-3394] to 6/2/2004 and Item 115 [RQR-3930], Item 116 [ROC-4121] and Item 119 [SUP-3972] to 7/7/2004 – **UNANIMOUS** with Ward 2 seat vacant

MINUTES:

There was no discussion.

(1:34 – 1:38)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-4078 - PUBLIC HEARING - **ZON-4080** -
APPLICANT/OWNER: QUALITY HOMES - Request for a Rezoning FROM: R-E
 (RESIDENCE ESTATES) TO: O (OFFICE) on 2.87 acres adjacent to the southeast corner of
 Rainbow Boulevard and Buckskin Avenue (APN: 138-11-401-001), Ward 6 (Mack). The
 Planning Commission (5-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

6

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

3

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend DENIAL. If Approved, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Withdrawal request by Andras F. Babero on behalf of the applicant
5. Submitted after final agenda – Request to table by Andras F. Babero of Item 149 [GPA-4078] and Item 150 [ZON-4080] filed under Item 149 [GPA-4078]
6. Submitted after final agenda – additional request to table by Andras F. Babero

MOTION:

REESE – Motion to Accept the **WITHDRAWAL** Without Prejudice of Item 124 [ZON-3708], to **TABLE** Item 149 [GPA-4078] and Item 150 [ZON-4080] and to **HOLD IN ABEYANCE** Item 114 [VAR-3902] and Item 118 [SUP-3394] to 6/2/2004 and Item 115 [RQR-3930], Item 116 [ROC-4121] and Item 119 [SUP-3972] to 7/7/2004 – **UNANIMOUS** with Ward 2 seat vacant

MINUTES:

There was no discussion.

(1:34 – 1:38)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

GENERAL PLAN AMENDMENT - PUBLIC HEARING - **GPA-4110** -
APPLICANT/OWNER: CHEYENNE MINI-STORAGE, LIMITED LIABILITY COMPANY - Request to amend a portion of the Centennial Hills Interlocal Land Use Plan of the Centennial Hills Sector of the General Plan FROM: O (OFFICE) TO: SC (SERVICE COMMERCIAL) on 1.33 acres adjacent to the northwest corner of Cheyenne Avenue and Grand Canyon Drive (APN: 138-07-401-013), Ward 4 (Brown). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application – Not Applicable
3. Staff Report
4. Submitted at City Council – Plan submitted by Vision Sign, Inc.

MOTION:

BROWN – APPROVED – UNANIMOUS with Ward 2 seat vacant

MINUTES:

MAYOR GOODMAN declared the Public Hearing open on Item 151 [GPA-4110], Item 152 [ZON-4111], Item 153 [SUP-4113] and Item 154 [SDR-4112].

ATTORNEY JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, and GREG BORGEL, appeared on behalf of the applicant and explained the item pertained to a continuation of the existing mini-storage facility, which would include covered and non-covered RV parking. She stated this continuation is in conjunction with the existing warehouse. She further stated that neighborhood meetings were held with the neighbors to the east of Grand Canyon and south of Cheyenne Avenue. These meetings have resulted in several new conditions that pertain to direction of exiting traffic, parking lot lighting, a decorative block wall on Grand Canyon Drive and Cheyenne Avenue and restrictions on stored items exceeding wall height on Grand Canyon Drive and Cheyenne Avenue. She added that the applicant is not asking for (and agrees to have a condition prohibiting) signage on the portion

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 151 – GPA-4110

MINUTES – Continued:

of the property being discussed. MS. LAZOVICH read the five proposed conditions, which were incorporated into the motion for Item 154 [SDR-4112].

RAY BALES reminded Council that back in 2002, applications relating to this development were heard by the Planning Commission and it was agreed that the RV parking and the vehicle/boat storage areas would be 250 feet away from Grand Canyon Drive. He said that all neighbors agreed they did not want the mini warehouse at all, but if it had to be there they wanted the storage area to be 250 feet away from Grand Canyon Drive. He appreciated COUNCILMAN BROWN'S assistant, DOUG RANKIN, keeping him informed of meetings pertaining to this issue. He challenged the remarks of Planning Commissioner STEINMAN that neighbors in this area were not in disagreement over this project.

ATTORNEY LAZOVICH addressed MR. BALES comments by explaining that the area that is now proposed to house RV's, vehicles and boats was originally planned to be a two story office building. Her office received a substantial number of negative comments from the neighborhood saying the building would ruin views and cause privacy issues. To accommodate those concerns, the RV parking is being moved. Views to the west are protected by this application. MR. BALES said he did not know about the plan for the two-story office building and he does not care what they want to build there. He wants the applicant to stand by the original agreement of keeping away from Grand Canyon Drive by 250 feet.

COUNCILMAN BROWN pointed out on the overhead where the vehicle storage was originally going to be which is located near the Police Training Facility. He explained that due to the grade differential, the building could almost be located immediately next to the wall. He explained that the applicant then abandoned the idea of the two-story office and brought back the RV storage in the area being considered on this application. COUNCILMAN BROWN stated the neighbors did not seem to have a problem until then, and he felt they were justified. Unfortunately, by that time, the construction was well underway on the other portion so the only option available to the City was to add additional conditions to insure the landscape, design, decorative walls and buffers to make the best of a situation that went astray from what was originally proposed. COUNCILMAN BROWN fears the applicant may have done a bait and switch on the City with this project.

COUNCILMAN BROWN said that in the long run, he feels the neighbors will be okay with the mini storage being there. It has very low intensity usage; it will complement the neighborhood aesthetically, and the truck traffic access will be controlled.

COUNCILMAN BROWN referenced a fax received from MR. WOODRIDGE and wanted to read into the record the items the fax contained. The first item pertained to the trees that would be planted along Cheyenne Avenue. MR. WOODRIDGE asked that the trees not be the type of pine trees that grow to 40 or 50 feet high because they would interfere with the views there.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 151 – GPA-4110

MINUTES – Continued:

COUNCILMAN BROWN wanted to notify everyone, so there are no surprises, that the signage related to these applications will be a monument at the corner of Cheyenne Avenue and Grand Canyon Drive. By code, that sign is not to exceed 30 feet. A scale drawing was shown and it was discussed that the poles are already in. MR. BORGEL said the sign did not have animation and was not intended to be so bright as to offend anyone and that it faces east/west so the view from Sun City would be the edge of the sign.

COUNCILMAN BROWN encouraged the applicant to do a very good job on the exterior aesthetic view as that will be the final determination of the neighbors accepting the project as an amenity to the neighborhood.

MAYOR GOODMAN declared the Public Hearing closed on Item 151 [GPA-4110], Item 152 [ZON-4111], Item 153 [SUP-4113] and Item 154 [SDR-4112].

NOTE: All discussion on Item 151 [GPA-4110], Item 152 [ZON-4111], Item 153 [SUP-4113] and Item 154 [SDR-4112] was held under Item 151 [GPA-4110].

(3:49 – 4:06)

4-3111/5-1

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REZONING RELATED TO GPA-4110 - PUBLIC HEARING - ZON-4111 -
APPLICANT/OWNER: CHEYENNE MINI-STORAGE, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: R-CL (SINGLE FAMILY COMPACT-LOT) under Resolution of Intent to O (OFFICE) TO: C-1 (LIMITED COMMERCIAL) on 1.33 acres adjacent to the northwest corner of Cheyenne Avenue and Grand Canyon Drive (APN: 138-07-401-013), Ward 4 (Brown). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with MACK excused and Ward 2 seat vacant

MINUTES:

NOTE: See Item 151 [GPA-4110] for related discussion.

(3:49 – 4:06)

4-3111/5-1

CONDITIONS:

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. All previous resolutions of intent will be expunged.
3. A Site Development Plan Review application (SDR-4112) approved by the Planning Commission prior to the issuance of any permits, any site grading, an all development activity for the site.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 152 – ZON-4111

CONDITIONS - Continued:

Public Works

4. Coordinate with the City Surveyor to determine whether a Reversionary Map or other map is necessary. If a map is required it should record prior to the issuance of any permits for this site. If mapping is not required, provide a copy of a recorded joint access agreement between both parcels that comprise this site prior to the issuance of any permits for this site.
5. Construct all incomplete half-street improvements on Cheyenne Avenue and Grand Canyon Drive adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
6. An update to the previously approved Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any grading or building permits, submittal of any construction drawings, whichever may occur first. Provide and improve all drainageways as recommended in the approved drainage plan/study.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SPECIAL USE PERMIT RELATED TO GPA-4110 AND ZON-4111 - PUBLIC HEARING - SUP-4113 - **APPLICANT/OWNER: CHEYENNE MINI-STORAGE, LIMITED LIABILITY COMPANY** - Request for a Special Use Permit FOR A MINI-WAREHOUSE AND RECREATIONAL VEHICLE AND BOAT STORAGE on 1.33 acres adjacent to the northwest corner of Cheyenne Avenue and Grand Canyon Drive (APN: 138-07-401-013), R-CL (Single Family Compact-Lot) under Resolution of Intent to O (Office) [PROPOSED: C-1 (Limited Commercial)], Ward 4 (Brown). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with MACK excused and Ward 2 seat vacant

MINUTES:

NOTE: See Item 151 [GPA-4110] for related discussion.

(3:49 – 4:06)

4-3111/5-1

CONDITIONS:

Planning and Development

1. Conformance to all Minimum Requirements under Title 19.04.050 for Recreational Vehicle and Boat Storage uses.
2. Approval of and conformance to the Conditions of Approval for Rezoning (ZON-4111) and Site Development Plan Review (SDR-4112).
3. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 153 – SUP-4113

CONDITIONS - Continued:

4. All City Code requirements and design standards of all City departments must be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MAY 19, 2004**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-4110, ZON-4111 AND SUP-4113 - PUBLIC HEARING - **SDR-4112 - APPLICANT/OWNER: CHEYENNE MINI-STORAGE, LIMITED LIABILITY COMPANY** - Request for a Site Development Plan Review FOR A MINI-WAREHOUSE AND RECREATIONAL VEHICLE AND BOAT STORAGE on 1.33 acres adjacent to the northwest corner of Cheyenne Avenue and Grand Canyon Drive (APN: 138-07-401-013), R-CL (Single Family Compact-Lot) under Resolution of Intent to O (Office) [PROPOSED: C-1 (Limited Commercial)], Ward 4 (Brown). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:**BROWN – APPROVED subject to conditions and added conditions to read:**

- *The driveway on Grand Canyon Drive shall be for exit only.*
- *There shall be a pork chop on the applicant's property within the driveway on Grand Canyon Drive to insure right hand turns only.*
- *There shall be a total of a 12-foot tall decorative block wall on Grand Canyon Drive and Cheyenne Avenue adjacent to the RV parking area. The wall shall consist of a two foot tall landscape wall setback approximately seven feet away from the back of the sidewalk. The landscape area adjacent to the sidewalk shall be planted with shrubs, ground cover and rock. A second wall at a height of ten feet shall be setback approximately seven feet away from the two-foot tall landscape wall. The area between the two walls shall be planted with 24-inch box trees.*
- *There shall be no freestanding light poles within the RV parking area. All lighting shall be security only and located underneath the covered RV parking roofs.*
- *There shall be nothing stored immediately adjacent to the wall on Grand Canyon Drive or Cheyenne Avenue that exceeds the height of the wall.*

– UNANIMOUS with MACK excused and Ward 2 seat vacant

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 154 – SDR-4112

MINUTES:

NOTE: See Item 151 [GPA-4110] for related discussion.

(3:49 – 4:06)

4-3111/5-1

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-4111) to a C-1 (Limited Commercial) Zoning District approved by the City Council.
2. A Special Use Permit (SUP-4113) to allow Recreational Vehicle Parking and Storage.
3. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
4. All development shall be in conformance with the site plan, landscape plan and building elevations, date stamped 5/19/04, except as amended by conditions herein.
5. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect minimum 24-inch box trees planted a maximum of 20 feet on-center and a minimum of four five-gallon shrubs for each tree within provided planters.
6. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect minimum 24-inch box trees planted in finger islands in the interior parking area at the rate of one tree for every six parking spaces.
7. In accordance with restrictions associated with the declaration of Drought Alert, the total amount of turf that may be approved on the landscape plan is limited to a maximum of 12.5% (half of the 25% allowed during non-drought conditions) of the total landscaped area. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
8. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
9. The elevations for the block wall shall be revised and approved by Planning and Development Department staff; prior to the time application is made for a building permit, with additional architectural features to enhance façade articulation. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Pilasters, or

CITY COUNCIL MEETING OF MAY 19, 2004
Planning and Development Department
Item 154 – SDR-4112

CONDITIONS - Continued:

other architectural enhancements are required with spacing not to exceed 24 feet on center. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.

10. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems should be cause for revocation of a business license.]
11. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
12. Parking lot lighting standards shall be no more than 30 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
13. A Master Sign Plan shall be submitted for approval of the Planning Commission and City Council prior to the issuance of a Certificate of Occupancy for any building on the site.
14. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.
15. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

16. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
17. If the proposed entry gates on Grand Canyon Drive are to be electrically opened and closed, the gates may be placed immediately behind the street right-of-way line (i.e., on the private property side of where the sidewalk is located). If the entry gate is to be manually opened and closed, the gates shall be set back a sufficient distance (a minimum of 18 feet) to allow a vehicle to pull completely out of the public street right-of-way before parking to manually operate the gate. The installation of either swing gates or rolling gates are acceptable as long as no part of the gates, either in the opened or closed position, intrude into the public right-of-way.
18. Site development to comply with all applicable conditions of approval for ZON-4111 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

DB 15 West Owens Avenue – 6/2/2004 Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

ADDENDUM:

None.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 19, 2004

CITIZENS PARTICIPATION:

Items raised under this portion of the City Council Agenda cannot be deliberated or acted upon until the notice provisions of the Open Meeting Law have been met. If you wish to speak on a matter not listed on the agenda, please step up to the podium and clearly state your name and address. In consideration of others, avoid repetition, and limit your comments to no more than three (3) minutes. To ensure all persons equal opportunity to speak, each subject matter will be limited to ten (10) minutes.

MINUTES:

JOHNNY VENTURA, 601 Raintree Lane, commented on the ethics hearing. He told MAYOR GOODMAN that he wished he had been called as a witness for the defense. He would have attested to MAYOR GOODMAN'S love for his son. He explained that he supported the MAYOR because he represented family and leadership. He sympathized that Council members have to live in a fish bowl with every word and movement being scrutinized.

(4:06 – 4:09)

4-3111/5-1

TODD FARLOW, 240 North 19th Street, informed MAYOR GOODMAN that at the prior Council meeting, he had been thrown in jail by the City Marshals. He claimed nothing had happened, and it must have been a result of a previous conflict with Metro. MR. FARLOW told COUNCILMAN WEEKLY that he walked his precinct during the hot summer. He told COUNCILMAN REESE that he has supported him for his entire career as a Councilman. He informed MAYOR GOODMAN that he peruses the newspapers from other states and if he finds derogatory remarks about Las Vegas or the Mayor, he writes a letter to the editor disputing it. He expressed displeasure about the Council sitting by and allowing him to be arrested and incarcerated, and it left him speechless.

(4:09 – 4:10)

4-3111/5-1

RICHARD RUDIAK, 2244 Edgewood, thanked the Council for tabling Items 133 through 137. He confirmed that it would be heard at the June 2, 2004, Council Meeting at 1:00 p.m. He questioned the notification area and stated he only heard about this item from JUDGE MOSELY. He submitted a letter of opposition with four signatures and asked the City to notify residents located north of Sahara as far as Charleston about the June 2nd hearing date. DEPUTY CITY ATTORNEY BRYAN SCOTT explained for MR. RUDIAK that the requirement according to State Statute is 750 feet, and MR. CLAPSADDLE assured the Council that notification was done according to that statute. MAYOR GOODMAN told MR. RUDIAK that he knew JUDGE MOSELY was getting the word out to Council members and homeowners associations.

(4:10 – 4:13)

4-3111/5-1

City of Las Vegas

CITY COUNCIL MEETING OF MAY 19, 2004
Citizens Participation

MINUTES – Continued:

CARL MEDONICK, 433 North 12th Street, Apartment D, apologized for making the mistake of speaking during the hearing at the wrong time. He stated that the monorail will have many benefits and needs to be up and running immediately. He referenced the excellent mass transit system of San Francisco and the poor air quality of Las Vegas.

(4:13 – 4:14)

4-3111/5-1

STEVEN “CAPTAIN TRUTH” DEMPSEY, handed out flyers to MAYOR GOODMAN and COUNCILMAN WEEKLY. He commented on the ethics commission and that members found the Mayor to be in violation regardless of his feelings for his son. He referenced a Korean medical treatment that is used to eliminate drugs and alcohol from the blood system. He explained it is FDA approved and has been used in Korea for over 20 years. He also spoke about a previous speaker’s comments regarding honesty and integrity.

(4:14 – 4:18)

4-3111/5-1

MEETING ADJOURNED AT 4:18 p.m.